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Washington, Tuesday, August 31, 1943

The President

EXECUTIVE ORDER 9371

AMENDMENT OF SECTION 9 OF EXECUTIVE ORDER NO. 8384 OF MARCH 29, 1940, PRESCRIBING REGULATIONS RELATING TO ANNUAL LEAVE OF GOVERNMENT EMPLOYEES

By virtue of the authority vested in me by section 7 of the act of March 14, 1936, entitled "An Act to provide for vacations to Government employees, and for other purposes" (49 Stat. 1161), section 9 of Executive Order No. 8384 of March 29, 1940, prescribing regulations governing the granting of annual leave to Government employees,¹ is hereby amended by adding thereto the following subsection:

"(c) An employee whose active services are terminated as a result of the expiration of a statute in connection with the administration of which he is employed and who at the time of such expiration has not exhausted his accumulated and current accrued leave may be granted leave without pay or furlough for a maximum period of 12 months."

This order shall be effective as of August 23, 1943, and shall be published in the FEDERAL REGISTER.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
August 24, 1943.

[F. R. Doc. 43-14116; Filed, August 30, 1943; 10:24 a. m.]

EXECUTIVE ORDER 9372

EXCEPTING CERTAIN PERSONS FROM THE CLASSIFICATION OF "ALIEN ENEMY" FOR THE PURPOSE OF PERMITTING THEM TO APPLY FOR NATURALIZATION

WHEREAS section 326 of the Nationality Act of 1940, approved October 14, 1940 (54 Stat. 1150; U.S.C., title 8, sec. 726), reads as follows:

"Sec. 326. (a) An alien who is a native, citizen, subject, or denizen of any country, state, or sovereignty with which the United States is at war may be naturalized as a citizen of the United States if

such alien's declaration of intention was made not less than two years prior to the beginning of the state of war, or such alien was at the beginning of the state of war entitled to become a citizen of the United States without making a declaration of intention, or his petition for naturalization shall at the beginning of the state of war be pending and the petitioner is otherwise entitled to admission, notwithstanding such petitioner shall be an alien enemy at the time and in the manner prescribed by the laws passed upon that subject.

"(b) An alien embraced within this section shall not have such alien's petition for naturalization called for a hearing, or heard, except after ninety days' notice given by the clerk of the court to the Commissioner to be represented at the hearing, and the Commissioner's objection to such final hearing shall cause the petition to be continued from time to time for so long as the Commissioner may require.

"(c) Nothing herein contained shall be taken or construed to interfere with or prevent the apprehension and removal, agreeably to law, of any alien enemy at any time previous to the actual naturalization of such alien.

"(d) The President of the United States may, in his discretion, upon investigation and report by the Department of Justice fully establishing the loyalty of an alien enemy not included in the foregoing exemption, except such alien enemy from the classification of alien enemy, and thereupon such alien shall have the privilege of applying for naturalization."

NOW, THEREFORE, by virtue of the authority vested in me by the foregoing statutory provisions, and in order to carry out the purposes thereof, I hereby except from the classification "alien enemy" all persons whom the Attorney General, the Commissioner of Immigration and Naturalization, or any District Director of the Immigration and Naturalization Service shall, after investigation fully establishing their loyalty, certify as persons loyal to the United States.

This order supersedes Executive Order No. 9106 of March 20, 1942, entitled "Excepting Certain Persons from the

(Continued on p. 11889)

CONTENTS

THE PRESIDENT

EXECUTIVE ORDERS:	Page
Alien enemy classification, certain persons exempted for purpose of permitting naturalization application.....	11887
Annual leave of employees terminated as result of expiration of statute.....	11887

REGULATIONS AND NOTICES

AGRICULTURAL AGENCIES. See WAR FOOD ADMINISTRATION.	
ALIEN PROPERTY CUSTODIAN:	
Vesting orders:	
Canciamilla, Mariano.....	11975
Gianotti, Antoinetta.....	11974
Gussman, Gustav A.....	11975
Schine, Andrew.....	11975
Tag, Anna.....	11975
CIVIL AERONAUTICS ADMINISTRATOR:	
Amber civil airway, redesignation.....	11894
CIVIL AERONAUTICS BOARD:	
Airline transport pilot rating..	11893
Hearings:	
Continental Airlines, Inc., et al.....	11967
Pan American-Grace Airways, Inc.....	11968
FEDERAL COMMUNICATIONS COMMISSION:	
Information as to ownership, operation, etc., filing requirement.....	11963
FEDERAL DEPOSIT INSURANCE CORPORATION:	
Savings bank life insurance advertisements, exemption from required inclusion of advertising statement.....	11893
FEDERAL POWER COMMISSION:	
Hearings:	
Hope Natural Gas Co.....	11968
United Gas Pipe Line Co. (3 documents).....	11968
INTERSTATE COMMERCE COMMISSION:	
Freight trains, special, movements restricted.....	11964
Icing permits:	
Any common carrier by railroad (3 documents).....	11973-
	11974

(Continued on p. 11888)

41887

¹ 5 F.R. 1253.



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CONTENTS—Continued

INTERSTATE COMMERCE COMMISSION—Continued.

Icing permits—Continued.	Page
Baltimore and Ohio Railroad Co.	11969
Baltimore and Ohio Railroad Co. and Chesapeake and Ohio Railway Co.	11970
Chesapeake and Ohio Railway Co. and Norfolk and Western Railway Co.	11970
Danville and Western Railway Co. and Norfolk and Western Railway Co.	11970
Long Island Rail Road Co. (2 documents)	11969, 11974
Pacific Electric Railway Co. and Atchison, Topeka and Santa Fe Railway Co.	11971
Norfolk and Western Railway Co.	11969
Pennsylvania Railroad Co. (2 documents)	11969, 11970
Reading Co.	11969
Southern Pacific, et al. (7 documents)	11971-11973
Southern Pacific Co. and St. Louis Southwestern Railway Co.	11971
Southern Railway Co.	11970
Union Pacific Railroad Co. (5 documents)	11972, 11973

MINES BUREAU:

White, James E., revocation of licenses.	11964
--	-------

NATIONAL HOUSING AGENCY:

Private war housing, limitations on total monthly payments.	11894
---	-------

CONTENTS—Continued

OFFICE OF DEFENSE TRANSPORTATION:

Eastern States Trucking Co., et al., coordinated operations between Baltimore and Washington	Page 11975
Taxicab operations, coordination:	
Daytona, Fla.	11981
Hattiesburg, Miss.	11980
Jackson, Miss.	11977
La Crosse, Wis.	11979
Memphis, Tenn.	11979
Meridian, Miss. (2 documents)	11976, 11977
Ocala, Fla. (2 documents)	11978, 11982
Orlando, Fla.	11982
St. Petersburg, Fla.	11978
Winona, Miss.	11980

OFFICE OF ECONOMIC STABILIZATION:

Wages and salaries, stabilization regulations revised (2 documents)	11960
---	-------

OFFICE OF ECONOMIC WARFARE:

French possessions in Africa, cancellation of certain general licenses	11900
--	-------

OFFICE OF PRICE ADMINISTRATION:

Adjustment orders filed, lists (2 documents)	11983, 11984
Agricultural insecticides and fungicides, retail prices (MPR 144, Am. 3)	11954
Apparel, men's and boys' tailored (MPR 177, Am. 7)	11954
Cost-of-living commodities, filing of maximum prices (GMPR, Am. 57)	11955
Food and drink sold for immediate consumption, Denver region	11948
Frozen fruits, berries and vegetables (MPR 409, Am. 4)	11952
Kerosene, Jacksonville, Florida (RPS 88, Am. 124)	11956
Lumber, West Coast logs (RMPR 161, Order 27)	11983
Meats, fats, fish and cheeses (RO 16, Am. 59)	11955
Nylon hosiery (MPR 95, Am. 3)	11959
Petroleum and petroleum products (RPS 88, Am. 122, 124)	11948
Prunes and raisins, natural unpacked dried (MPR 461)	11952
Regional, State and district office orders: Citrus fruit packing, San Francisco, Calif.	11987
Firewood:	
Albemarle, N. C.	11985
Clearwater County, Idaho	11995
Forest Grove, Hillsboro, Banks, Oreg., areas	11994
LaGrande, Milton, Wallowa, and Enterprise areas, Oreg.	11994
Roanoke Rapids Township, N. C.	11985
Fluid milk:	
Clatsop County, Oreg.	11988
Klamath County, Oreg. (2 documents)	11987, 11994
Maricopa, et al., Ariz.	11988
Moses Lake area, Wash.	11993

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.

Regional, State and district office orders—Continued.	Page
Fluid milk—Continued.	
Ohio	11984
Pana, Ill., area	11986
Stevens County, Wash.	11995
Fruits and seeds, cleaning, packing services, San Francisco, Calif., region	11987
Fruit packing services, Washington	11993
Hand laundries, Chicago, Ill., area	11991
Ice, Denver, Colo.	11986
Power laundries, Los Angeles, Calif. area	11993
Solid fuels:	
Charlotte, N. C.	11989
Greeley, Colo., trade area	11992
Savannah, Ga.	11990
Sausage products (MPR 389, Am. 7)	11956
Secret contracts, exemption from price regulations (Supp. Order 42, Am. 1)	11951
Seeds and bulbs, exemption from price control (Rev. SR 1, Am. 27)	11951
Tires, tubes, recapping and camelback (RO 1A, Am. 47)	11952
Tires and tubes, retail prices (RPS 63, Am. 13)	11947
Typewriters (RO 4A, Am. 4)	11948
PUBLIC HEALTH SERVICE:	
Venereal disease control, grants to States for	11963
RAILROAD RETIREMENT BOARD:	
Applications, filing date	11894
Employers' contribution reports, execution	11894
Somers Lumber Co. and Glacier Park Co., reopening of determination as to status	11995
RECLAMATION BUREAU:	
Withdrawal from public entry, Blue River-South Platte project, Colo.	11965
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
Consolidated Electric and Gas Co.	11996
Houston Gulf Gas Co.	11998
Idaho Power Co. and Electric Power & Light Corp.	11997
National Power & Light Co. and Memphis Generating Co.	11996
Northern Indiana Public Service Co.	11996
Northern Natural Gas Co. (Del.)	11998
Scripps-Howard Investment Co.	11995
Standard Power and Light Corp.	11997
United Light and Power Co., et al.	11996
SELECTIVE SERVICE SYSTEM:	
Family status, revision of form	11900

(Continued on next page)

CONTENTS—Continued

SOLID FUELS ADMINISTRATION FOR WAR—Continued.	Page
Pennsylvania anthracite, distribution (2 documents).....	11897, 11898
STATE DEPARTMENT:	
Proclaimed list of blocked nationals, cumulative supplement.....	11894
WAGE AND HOUR DIVISION:	
Learner employment certificates, various industries (2 documents).....	11965, 11967
Minimum wage rates, various industries:	
Mattresses, bedding, and related products.....	11896
Miscellaneous textile, leather, fur, etc., and related products.....	11895
Wholesaling, warehousing, etc.....	11966
WAR DEPARTMENT:	
Uniforms for Army Nurse Corps, physical therapy aides, and hospital dietitians.....	11891
WAR FOOD ADMINISTRATION:	
Beef (FDO 75-2, Am. 1).....	11890
California, wages for picking and canning tomatoes.....	11897
Onions, dry (FDO 77).....	11889
Potatoes, importation into U. S.....	11889
Tobacco, cigar filler and binder types (FDO 68, Am. 1).....	11891
WAR PRODUCTION BOARD:	
Aircraft inventory transfers (Dir. 16, Am. 1).....	11931
Anthracite coal rationing (Dir. 1W).....	11900
Copper, zinc for printing plates (M-339).....	11902
End products, Class A civilian type (CMP Reg. 1, Int. 15).....	11905
Envelopes, commercial (L-120, Sch. VII).....	11945
Hardware, marine joiner (L-236, Sch. II).....	11903
Paper, tablet (L-120, Sch. IV).....	11923
Paper, use in newspapers or magazines (L-120, Sch. XIV).....	11926
Paper and paperboard, standardization (L-120).....	11905
Paper and paperboard, use in book publishing (L-120, Sch. II).....	11910
Paper and paperboard, use in commercial printing (L-120, Sch. I).....	11905
Paper napkins (L-120, Sch. XIII).....	11947
Paper stationery (L-120, Sch. VIII).....	11945
Paper towels (L-120, Sch. VII).....	11946
Papers, envelope (L-120, Sch. V).....	11924
Papers, fine writing (L-120, Sch. III).....	11913
Pipe, steel pressure (L-211, Sch. 11).....	11933
Preference ratings for manufacturers not obtaining materials order CMP (PR 11B, Am. 1).....	11932

CONTENTS—Continued

WAR PRODUCTION BOARD—Con.	Page
Printing plates, obsolete (M-99).....	11901
Pyrethrum (M-179).....	11932
Steel pipe (L-211, Sch. 13).....	11937
Stop construction orders (2 documents).....	11999
Storage batteries, replacement materials (L-180).....	11929
Subject chemicals (M-340).....	11929
Suspension orders:	
AAA Ace Baling Wire Co.....	11901
Amco Brass & Steel Supply Co.....	11932
Tablets, notebooks, pads, and looseleaf fillers (L-120, Sch. IX).....	11946
Tubes, steel pressure (L-211, Sch. 12).....	11935

Classification of 'Alien Enemy' for the Purpose of Permitting Them to Apply for Naturalization.¹

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

August 27, 1943.

[F. R. Doc. 43-14115; Filed, August 30, 1943; 10:24 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[Reg. 7, Amdt. 5]

PART 321—RESTRICTED ENTRY ORDERS

FOREIGN POTATOES

Introductory Note: Amendment No. 4 of Regulation 7, effective June 15, 1943, withdrew authorization for the entry of potatoes from the State of Chihuahua, Mexico, on account of the danger of introducing the potato weevil, *Epiclerus cognatus* Sharp, and at the same time authorized entry of potatoes from the State of Guanajuato, Mexico, field examinations there having indicated the absence of this potato pest and other injurious insect pests and potato diseases which are the subject of these regulations. On the basis of similarly favorable reports from surveys made in the States of Chiapas, Jalisco, Queretaro, and San Luis Potosi, provision is now made by further amendment of Regulation 7 for potato importations from these four States. As a further measure of protection the certificate of inspection referred to in Regulation 5 will be required with importations of potatoes from Mexico.

Pursuant to the authority conferred by the Plant Quarantine Act of August 20, 1912, as amended (37 Stat. 316; 7 U.S.C. 159), § 321.8 of the subpart entitled, "Foreign Potatoes" of Part 321, Chapter III, Title 7, Code of Federal Regulations (Regulation 7 of the rules

¹ 7 F.R. 2199.

² 8 F.R. 8097.

and regulations governing the importation of potatoes into the United States, effective March 1, 1922, as amended June 15, 1943), is hereby further amended to read as follows:

§ 321.8 *Special provision for the importation of potatoes from the Dominion of Canada and Bermuda, the States of Chiapas, Guanajuato, Jalisco, Queretaro, San Luis Potosi, and Sonora, Mexico, and the Northern Territory of Baja California, Mexico, into the United States.* Potatoes may be imported from the Dominion of Canada and Bermuda into the United States or any of its Territories or Districts, free of any restrictions whatsoever, until otherwise ordered, under the Plant Quarantine Act of August 20, 1912.

Importations from the State of Sonora, Mexico, will be permitted to enter through the ports of Douglas, Naco, and Nogales, Ariz., and such other ports as may be designated in the permit; importations from the States of Chiapas, Guanajuato, Jalisco, Queretaro, and San Luis Potosi, Mexico, will likewise be permitted to enter through these ports and, in addition, through the ports of Brownsville, Laredo, Eagle Pass, and El Paso, Tex., and such other ports as may be designated in the permit.

Importations from the Northern Territory of Baja California, Mexico, will be permitted to enter through the ports of Calexico and San Ysidro, Calif., and such other ports as may be designated in the permit.

Importations of potatoes thus authorized entry from Mexico shall be in compliance with the provisions of §§ 321.2 to 321.7 inclusive (Regulations 1 to 6), of the regulations governing the importation of potatoes into the United States.

This amendment shall be effective on and after September 1st, 1943.

(Sec. 5, 37 Stat. 316; 7 U.S.C. 159; 7 CFR § 321.1)

Done at the city of Washington this 28th day of August, 1943. Witness my hand and the seal of the United States Department of Agriculture.

CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 43-14051; Filed, August 28, 1943; 11:36 a. m.]

Chapter XI—War Food Administration

[FDO 77]

PART 1405—FRUITS AND VEGETABLES
DRY ONIONS

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of dry onions for defense and private account; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1405.22 *Restrictions on the shipment of dry onions—(a) Definitions.* When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent hereof;

(1) The term "dry onions" means all onions except onion sets and onions with green tops.

(2) The term "dehydrator" means any person who produces dried onions by artificially produced heat under controlled conditions of humidity, temperature, and air flow, or by drying onions under reduced pressure ("vacuum"), where the factors of humidity and air flow are not controlled.

(3) The term "ship" means to convey dry onions, or cause dry onions to be conveyed (except as a common carrier of dry onions owned by another person) from a point within the States of California, Colorado, Idaho, Indiana, Michigan, Minnesota, New York, Nevada, North Dakota, Oregon, Utah and Washington, or such other States as the Director may hereafter designate, to any other point either within or without said States.

(4) The term "common storage" means storage space which has no facilities for refrigeration, and which is within 25 miles of the locality where the onions to be stored therein have been grown.

(5) The term "Director" means the Director of Food Distribution, War Food Administration.

(6) The term "person" means an individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(7) The term "governmental agency" means (i) the Armed Services of the United States; (ii) the Food Distribution Administration, War Food Administration; (iii) the War Shipping Administration; (iv) the Veterans Administration; and (v) any other instrumentality or agency designated by the War Food Administrator. The term "governmental agency" also includes any contract school or ship operator, as defined in Food Distribution Regulation 2 (8 F.R. 7523), purchasing dry onions in accordance with said Food Distribution Regulation 2.

(8) The term "Armed Services of the United States" means the Army, the Navy, the Marine Corps, or the Coast Guard of the United States.

(b) *Restrictions.* (1) No person shall ship a quantity of dry onions in excess of 100 pounds and no person shall accept delivery of a quantity of dry onions in excess of 100 pounds unless the shipper thereof has obtained a permit to ship such onions from the Regional Director (or any employee of the United States Department of Agriculture designated by such Regional Director), War Food Administration, serving the area (8 F.R. 9315) in which the person affected by this order resides or does business: *Provided*, That any person who shipped onions into common storage during the calendar year 1942 may, during the period from August 27, 1943, to October 31, 1943, inclusive, ship dry onions into common storage without first obtaining a permit from the Regional Director.

(2) The respective Regional Director (or any employee of the United States Department of Agriculture designated by

such Regional Director), upon the application of the shipper, (i) shall issue a permit to ship dry onions which have been sold to a dehydrator for use by such dehydrator in the fulfillment of an existing contract with a governmental agency, (ii) shall issue a permit to ship dry onions which have been sold to a governmental agency, and have been packed and graded pursuant to the requirements of such governmental agency, and (iii) may issue a permit to ship dry onions if he deems it necessary or desirable in order to fulfill essential civilian needs, for seed purposes, or to prevent the spoilage of such dry onions.

(c) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of dry onions of any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(d) *Records and reports.* (1) The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his transactions in dry onions.

(3) The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Subsequent record-keeping or reporting requirements will be subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(e) *Petition for relief from hardship.* Any person affected by this order, who considers that compliance herewith would work an exceptional and unreasonable hardship on him, may file a petition for relief with the Regional Director, War Food Administration, serving the area (8 F.R. 9315) in which the person affected by the order resides or does business. Petitions for such relief shall be in writing, and shall set forth all pertinent facts and the nature of the relief sought. If such person is dissatisfied with the action taken on the petition by the Regional Director, he may, by requesting the Regional Director therefor, secure a review of such action by the Director. The Director may, after such review, take such action as he deems appropriate, and such action shall be final.

(f) *Violations.* The War Food Administrator may, by suspension order, prohibit any person who violates any provision of this order from receiving, making any deliveries of, or using onions, or any other material subject to priority or allocation control by the War Food Administrator, and may recommend that any such person be prohibited from receiving, making any deliveries of, or using materials subject to the priority

or allocation control of other governmental agencies. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(g) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(h) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the Director, be addressed to the Regional Director, War Food Administration, serving the area (8 F.R. 9315) in which the person affected by this order resides or does business.

(i) *Effective date.* This order shall become effective 12:01 a. m., e. w. t., August 31, 1943.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 27th day of August 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-14052; Filed, August 28, 1943;
11:36 a. m.]

[FDO 75-2, Amdt. 1]

PART 1410—LIVESTOCK AND MEATS

BEEF REQUIRED TO BE SET ASIDE

Director Food Distribution Order No. 75-2 (8 F.R. 11325), § 1410.18, issued by the Director of Food Distribution on August 12, 1943, is amended to read as follows:

§ 1410.18 *Beef required to be set aside—*(a) *Quantity; storage; packaging.* Every Class 1 slaughterer shall set aside, reserve, and hold for delivery to the Army, Navy, Marine Corps and Coast Guard of the United States, War Shipping Administration, and contract schools and ship operators as defined in Food Distribution Regulation 2 (8 F.R. 7523) and subject to the provisions thereof, 45 percent of the conversion weight of each week's production of beef obtained from the slaughter of steers and heifers, the carcasses of which meet Army specifications for carcass beef or frozen boneless beef. Such beef shall be stored in such a manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with Army specifications.

(b) *Permissible deliveries; credits.* Any beef, of the class and grade required to be set aside, delivered to any person or agency specified in (a) hereof, or any such beef which has been stamped by a representative of the United States Army and delivered to any processor for use in

the fulfillment of a contract with any such person or agency, may be used as a credit against the amount of beef required to be set aside under this order. No credit shall be allowed for such deliveries when made to processors unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the processor, acknowledging receipt of the meat by him and containing the following:

(1) The name and address of both parties;

(2) The date or dates of delivery;

(3) The contract number of the contract between the processor and the person or agency specified in (a) hereof; and

(4) A statement by the processor that the beef so delivered will be or has been used in the fulfillment of such contract.

The slaughterer shall endorse on such certificate the conversion weight of such beef, and shall retain the certificate for delivery to the Director upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false. (This record-keeping requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.)

(c) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any Class 1 slaughterer is required to offer or to deliver under any existing contract with the agencies named in (a) hereof, or with the Food Distribution Administration (including, but not restricted to, the Federal Surplus Commodities Corporation), the United States Maritime Commission or the Veterans' Administration; but any meat required to be delivered after the effective date of this order to such agencies pursuant to pre-existing contracts other than those entered into with the Food Distribution Administration, the United States Maritime Commission or the Veterans' Administration after June 11, 1943, may be used as a credit against the amount of meat required to be set aside and reserved pursuant to the provisions of this order.

(d) *Conversion weight.* For the purposes of this order conversion weights shall be computed in accordance with the provisions of § 1410.17 (p) of Director Food Distribution Order No. 75-1 (8 F.R. 11327).

This order shall become effective at 12:01 a. m., e. w. t., August 15, 1943: *Provided, however,* That any Class 1 slaughterer who, subsequent to the effective date of this order and prior to August 30, 1943, has delivered carcass beef which has been stamped by a representative of the United States Army to any processor for use by him in the fulfillment of a contract with a person or agency specified in (a) hereof, shall be entitled to the credit provided in (b) hereof if, within 10 days after August 30, 1943, he obtains a certificate in

accordance with the provisions of (b) hereof.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; FDO 75, 8 F.R. 11119)

Issued this 30th day of August 1943.

ROY F. HENDRICKSON,
Director of Food Distribution.

[F. R. Doc. 43-14132; Filed, August 30, 1943;
11:18 a. m.]

[FDO 68, Amdt. 1]

PART 1450—TOBACCO

CIGAR FILLER AND BINDER TYPES OF TOBACCO

Food Distribution Order No. 68 (8 F.R. 10479), § 1450.11, issued by the War Food Administrator on July 26, 1943, is amended as follows:

1. By deleting the provisions of (a) (3) and inserting in lieu thereof:

(3) The term "Class A tobacco" means tobacco of the 1943 crop of cigar binder types numbered 51, 52, and 53 as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 *et seq.*) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

(4) The term "Class B tobacco" means tobacco of the 1943 crop of cigar filler types numbered 41, 42, 43 and 44, and binder types numbered 54 and 55 as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 *et seq.*) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

2. By deleting the provisions of (b) and inserting in lieu thereof the following:

(b) *Restrictions.* (1) No person shall, in any manner whatsoever, purchase, contract to purchase, or accept an option to purchase Class A tobacco during the period from the effective time hereof until October 15, 1943, inclusive.

(2) No person shall, in any manner whatsoever, purchase, contract to purchase, or accept an option to purchase Class B tobacco during the period from the effective time hereof until December 7, 1943, inclusive.

The provisions hereof shall become effective at 12:01 a. m., e. w. t., August 30, 1943. With respect to violations of said Food Distribution Order No. 68, rights accrued, or liabilities incurred prior to the effective time of this amendment, said Food Distribution Order No. 68 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423).

Issued this 27th day of August 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-14053; Filed, August 28, 1943;
11:36 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 79—PRESCRIBED SERVICE UNIFORM

ARMY NURSE CORPS, PHYSICAL THERAPY AIDES, AND HOSPITAL DIETITIANS

The following regulations pertaining to the prescribed service uniform for the Army Nurse Corps, physical therapy aides, and hospital dietitians are hereby prescribed:

The regulations in §§ 79.70 to 79.81 are also contained in Army Regulations No. 600-37, 29 July 1943, the particular paragraphs being shown in brackets at end of sections.

Sec.	
79.70	Winter service uniform.
79.71	Summer service uniform.
79.72	Headgear; cap, service.
79.73	Coats and jackets.
79.74	Skirt.
79.75	Overcoats.
79.76	One-piece dress.
79.77	Utility bag; design.
79.78	Slacks, design.
79.79	Buttons, jacket or coat.
79.80	Adopted standards of cloth.
79.81	Insignia.

AUTHORITY: §§ 79.70 to 79.81, inclusive, issued under R. S. 1293; 10 U. S. C. 1391.

§ 79.70 *Winter service uniform*—(a) *Winter service uniform for continental United States.* The winter service uniform for Army nurses, physical therapy aides, and hospital dietitians in the continental United States consists of the following items:

- (1) Cap, garrison, blue, nurses', or cap, service, wool, blue, nurses'.
- (2) Coat, wool, covert, blue, nurses', except when waist without coat is authorized.
- (3) Skirt, wool, covert, blue, nurses', except when slacks are authorized.
- (4) Waist, cotton, blue, nurses' or waist, cotton, white.
- (5) Necktie, black, nurses'.
- (6) Shoes, nurses', black.
- (7) Hosiery, neutral shade.
- (8) Gloves, leather, dress, black, women's.
- (9) Tags, identification.

OPTIONAL

- (10) Decorations, service medals, and badges.
- (11) Ribbons, service.
- (12) Overcoat, wool, covert, blue, removable lining, nurses'.
- (13) Raincoat, parka type, women's, officers', or raincoat, dark blue.
- (14) Muffler, wool, blue, nurses'.
- (15) Overshoes, low, women's, or overshoes, arctic, women's 4-buckle.
- (16) Bag, utility, nurses'. (§ 79.77)
- (17) Slacks, women's, blue. (§ 79.78)

(b) *Winter service uniform for overseas theaters, departments, and base commands.* The winter service uniform for Army nurses, physical therapy aides, and hospital dietitians in overseas theaters, departments, and base commands consists of the following items:

- (1) Cap, service, wool, olive-drab, nurses'.
- (2) Jacket, wool, olive-drab, women's, nurses', except when waist without coat is authorized.
- (3) Skirt, wool, olive-drab, dark, women's, officers', except when slacks are authorized.
- (4) Waist, cotton, women's (khaki), or waist, wool, women's (khaki).
- (5) Necktie, women's (khaki).

- (6) Shoes, service, women's, low (Army russet).
- (7) Hosiery, neutral shade.
- (8) Gloves, leather, dress, women's (Army russet), or gloves, wool, olive-drab, women's.
- (9) Tags, identification.

OPTIONAL

- (10) Decorations, service medals, and badges.
- (11) Ribbons, service.
- (12) Overcoats, field, women's, officers'.
- (13) Raincoat, parka type, women's, officers'.
- (14) Scarf, women's (khaki).
- (15) Overshoes, low, women's, or overshoes, arctic, women's 4-buckle.
- (16) Bag, utility, nurses' (Army russet).
- (17) Slacks, women's winter, dark olive-drab (§ 79.78). [Par. 5]

§ 79.71 *Summer service uniform—(a) Olive-drab summer service uniform.* The olive-drab summer service uniform for Army nurses, physical therapy aides, and hospital dietitians consists of the following items:

- (1) Cap, service, summer, olive-drab.
- (2) Jacket, service, summer, olive-drab, except when waist without coat is authorized.
- (3) Skirt, service, summer, olive-drab, except when slacks are authorized.
- (4) Waist, cotton, women's (khaki).
- (5) Necktie, women's (khaki).
- (6) Shoes, service, women's, low (Army russet).
- (7) Hosiery, neutral shade.
- (8) Tags, identification.

OPTIONAL

- (9) Decorations, service medals, and badges.
- (10) Ribbons, service.
- (11) Gloves, leather, dress, women's (Army russet).
- (12) Overshoes, low, women's.
- (13) Bag, utility, nurses' (Army russet).
- (14) Slacks, women's, summer, dark olive-drab.
- (15) Raincoat, parka type, women's, officers'.

(b) *Beige summer service uniform.* The beige summer service uniform for Army nurses, physical therapy aides, and hospital dietitians consists of the following items:

- (1) Cap, service, summer, beige.
- (2) Jacket, service, summer, beige, except when waist without coat is authorized.
- (3) Skirt, service, summer, beige.
- (4) Waist, cotton, white.
- (5) Necktie, maroon.
- (6) Shoes, low, service, women's (Army russet), or shoes, white, nurses'.
- (7) Hosiery, neutral shade.
- (8) Tags, identification.

OPTIONAL

- (9) Decorations, service medals, and badges.
- (10) Ribbons, service, women's.
- (11) Gloves, leather, dress (Army russet), or gloves, beige, cotton.
- (12) Bag, utility, nurses' (Army russet).
- (13) Raincoat, parka type, women's, officers'.

(c) *Seersucker summer service uniform.* In overseas areas the brown and white striped seersucker hospital uniform with the seersucker jacket will comprise the normal summer service uniform. This uniform will consist of the following items:

- (1) Cap, service, summer, olive-drab, or cap, service, summer, beige, or cap, service, winter, olive-drab.

- (2) Uniform, cotton, seersucker, nurses'.
- (3) Jacket, cotton, seersucker, nurses'.
- (4) Shoes, service, women's, low (Army russet).
- (5) Hosiery, neutral shade.
- (6) Tags, identification.

OPTIONAL

- (7) Decorations, service medals, and badges.
- (8) Ribbons, service.
- (9) Gloves, leather, dress, women's (Army russet).
- (10) Cape, olive-drab, nurses'.
- (11) Raincoat, parka type, women's, officers'.
- (12) Bag, utility, nurses' (Army russet). [Par. 6]

§ 79.72 *Headgear; cap service.* Of adopted design, made with a stitched semirigid visor covered with same material, 1½ inches in width at the center, with a front strap ¾ inch in width of same material and extending to back side seams. One center grommet 1½ inches below the top of crown to accommodate cap insignia. To be reinforced in the front with suitable material to support the weight of the insignia. [Par. 11]

§ 79.73 *Coats and jackets—(a) Jacket, service—(1) Design.* Of adopted design, peaked lapel collar, single-breasted; well fitted through the chest and shoulders and semifitted through the waistline to conform to the lines of the figure; lining, if desired, to be in matching color; to be closed with four large regulation coat buttons equally spaced; four-gore back with center seam.

(2) *Collar and lapel.* The collar to measure approximately 1¼ inches in width at the back, the opening between collar and lapel not to exceed ¼ inch. Lapels not more than ½ inch wider than collar end.

(3) *Shoulder loops.* On each shoulder a loop of same material as the coat, let into the sleeve head seam, placed slightly toward the front, with rounded point of the loop touching lower edge of the collar, buttoning to the coat with a small regulation coat button; loops to be about 1½ inches in width at lower end, and tapering to 1¼ inches in width at point of buttonhole.

(4) *Pockets.* Two pocket flaps simulating breast pockets placed so that they are horizontal. Center and both ends of pocket flap pointed and buttoned with small regulation coat buttons. Two lower hanging slash pockets set in on the diagonal, double piped with self material a full ½ inch in width without any visible stitching on the outside.

(5) *Ornamentation—(i) Sleeve.* Band of braid ½ inch in width, the lower edge 3 inches from end of sleeve.

(a) *Olive-drab uniform.* Olive-drab, shade No. 53.

(b) *Beige uniform.* Maroon, shade No. 57.

(ii) *Shoulder loop.* Cord edge braid.

(a) *Olive-drab uniform.* No piping.

(b) *Beige uniform.* Maroon, shade No. 57. [Par. 12]

§ 79.74 *Skirt.* Of adopted design, six-gore skirt, with a 1¼-inch waistband, and side opening with suitable closure. [Par. 13]

§ 79.75 *Overcoats—(a) Overcoat, field—(1) Design.* A utility coat, two ply throughout, with a buttoned-in removable wool lining and detachable hood; double-breasted with convertible style roll collar and notch lapel, buttoned down the front with a double row of large regulation overcoat buttons, five on each side, with the top buttons approximately 6¾ inches apart, and lower buttons approximately 5 inches apart. A rectangular throat piece is provided with two buttonholes for 24-ligne buttons. A detachable belt same material as coat with 2¼-inch tongueless bar buckle and belt keeper held in place by two side loops, and a strap keeper and belt strap. Adjustable tabs to button at cuff, with 30-ligne buttons.

(2) *Pockets.* Two diagonal hanging pockets cut hand opening in lining and finished with pointed flaps buttoning to the rear.

(3) *Shoulder loops.* On each shoulder a loop about 6 inches in length, 2½ inches in width at the lower end and 1¼ inches in width at the upper end, which is slightly pointed, same material as the coat, let in at the sleeve seam, buttoning at the upper end with a 30-ligne button.

(4) *Hood.* Detachable, two ply, of same material as overcoat, with five buttonholes for securing to overcoat. Closed at the face by a drawstring inserted in a tunnel.

(5) *Liner.* Made from an olive-drab wool fabric with inside yoke, extending down 3¼ inches below the armhole, faced with olive-drab rayon fabric, 12 buttonholes for buttoning into overcoat body. [Par. 16]

§ 79.76 *One-piece dress—(a) Design.* Of adopted design, a one-piece dress of tailored shirtwaist type with notched lapel collar; waist portion to be closed with three large regulation coat buttons equally spaced; bound buttonholes; four darts at shoulders and three at waistline to provide proper fit. One large regulation coat button fastening detachable belt 1½ inches in width; buttons all removable.

(b) *Shoulder loops.* On each shoulder a loop of same material as the dress, let into the sleeve head seam, placed slightly toward the front, with rounded point of the loop touching lower edge of the collar; buttoning to the dress with small regulation coat button; loops to be about 1½ inches in width at lower edge, including braid, and tapering to 1¼ inches in width at point of buttonhole.

(c) *Sleeve.* Long plain sleeve, with French cuff, having small regulation coat button links.

(d) *Skirt.* To have six gores with side opening with suitable closure.

(e) *Pockets.* Breast pockets of patch type with flap.

(f) *Ornamentation.* Same as specified for jacket, service, (§ 79.73 (a) (5)), except that sleeve braid is attached at top edge of cuff. [Par. 17]

§ 79.77 *Utility bag; design.* Of commercial design to conform to Quartermaster Corps specifications. [Par. 18]

§ 79.78 *Slacks; design.* Of commercial design having pleats and darts at waistline to provide proper fit; 2-inch

belt with adjustable button closure; left side opening over hip also with suitable closure; bottom of legs to be finished without cuffs but with sufficient hem to allow for alteration; slash pockets placed at side seams extending approximately 7 inches down from waistband. [Par. 20]

§ 79.79 *Buttons, jacket or coat.* Of gold or gold color metal, of suitable composition and weight, circular and slightly convex, with raised rim, coat of arms of the United States in clear relief against a horizontally lined background. To be 36-ligne ($\frac{9}{16}$ inch) for large, 25-ligne ($\frac{5}{8}$ inch) for small. [Par. 25]

§ 79.80 *Adopted standards of cloth.* The standards of cloth for Army nurses, physical therapy aides, and hospital dietitians are as follows:

(1) *Winter blue service uniform* (for wear in continental United States).

(i) *Coats; caps, garrison; caps, service; cape; overcoat; trench coat style with removable flannel lining*—(a) *Fabric.* Cloth, wool, covert, 12½-ounce.

(b) *Color.* Dark blue, shade No. 38.

(ii) *Skirts*—(a) *Fabric.* Cloth, wool, covert, 12½-ounce.

(b) *Color.* Medium blue, shade No. 39.

(iii) *Waists*—(a) *Fabric.* Cotton poplin or broadcloth.

(b) *Color.* White or light blue.

(2) *Winter olive-drab service uniform* (for wear in overseas areas).

(i) *Jackets; skirts; caps, service; cape*—(a) *Fabric.* Cloth, wool, barathea, 14-ounce.

(b) *Color.* Dark olive-drab, shade No. 51.

(ii) *Overcoat, field (trench coat)*—(a) *Fabric.* Cloth, cotton, wind resistant, type II (poplin).

(b) *Color.* Olive-drab, shade No. 2.

(iii) *Waist, cotton*—(a) *Fabric.* Cotton poplin or broadcloth.

(b) *Color.* Khaki, shade No. 1.

(iv) *Waist, wool*—(a) *Fabric.* Cloth, wool, flannel, 10½-ounce.

(b) *Color.* Olive-drab, shade No. 31.

(3) *Summer service uniform*—(i) *Jackets and skirts*—(a) *Fabric.* Cotton warp, mohair filling. Worsted, tropical. Rayon, plain or twill weave.

(b) *Color.* Dark olive-drab, shade No. 51. Beige, shade No. 55.

(ii) *Caps*—(a) *Fabric.* Cotton warp, mohair filling. Worsted, tropical.

(b) *Color.* Dark olive-drab, shade No. 51. Beige, shade No. 55.

(iii) *Waist, cotton*—(a) *Fabric.* Cotton poplin or broadcloth.

(b) *Color.* Khaki, shade No. 1, for olive-drab uniform. White, for beige uniform.

(4) *Brown and white seersucker uniform—cap, jacket, uniform*—(i) *Fabric.* Cloth, cotton, seersucker, 4-ounce, brown stripe.

(ii) *Color.* Brown stripe, shade No. 11.

(5) *Dress, one-piece, nurses*—(i) *Winter*—(a) *Fabric.* Gabardine, wool, 10½-ounce, Gabardine, 40 percent wool, 60 percent rayon, 10½-ounce. Suitable woven filament or spun rayon fabric.

(b) *Color.* Dark olive-drab, shade No. 51 (in overseas areas). Dark blue, shade No. 38 (in continental United States).

(ii) *Summer*—(a) *Fabric.* Suitable woven filament or spun rayon fabric.

(b) *Color.* Beige, shade No. 55. Dark olive-drab, shade No. 51.

(6) *Slacks*—(i) *Fabrics*—(a) Cotton warp, mohair filling.

(b) Worsted, tropical.

(c) Barathea, wool, 14-ounce.

(d) Covert, wool, 12½ ounce.

(e) Flannel, wool.

(ii) *Color.* (a) Olive-drab shade No. 51 (fabrics in subdivision (i) (a) (b) and (c) of this subparagraph).

(b) Navy blue.

(b) *Samples and specifications.* Samples of the adopted shades and standard cloths, and of the several items of these prescribed uniforms, as approved by the Secretary of War, will be maintained on display in the Office of The Quartermaster General and in such other offices as he may prescribe. Specifications for the several articles of the uniforms and other clothing are published by The Quartermaster General. Prescribed articles of the uniforms will conform in quality, design, and color to the corresponding approved samples and specifications. [Par. 26]

§ 79.81 *Insignia*—(a) *Cap, service.* The Army officers' cap insignia, consisting of the coat of arms of the United States, 2½ inches in height. (§ 79.23 (b) (1)).

(b) *Insignia on collar and lapel.* Distinctive collar and lapel insignia will be as follows:

(1) *Army Nurse Corps.* A caduceus with the letter "N" superimposed thereon.

(2) *Hospital dietitians.* A caduceus with the letters $\frac{1}{4}$ inch in height superimposed thereon.

(3) *Physical therapy aides.* A caduceus with the letters $\frac{1}{4}$ inch in height superimposed thereon. [Pars. 28 and 29]

The following regulations are changed or rescinded as indicated.

In § 79.2 paragraph (b) is amended as follows:

§ 79.2 *Adopted standards of cloths.* * * *

(b) *For enlisted men and aviation cadets.* As issued. (R. S. 1296; 10 U. S. C. 1391) [Par. 2, AR 600-35, 28 August 1941]

§ 79.18 *Army Nurse Corps clothing.* [Rescinded] See §§ 79.70 to 79.81.

§ 79.18a *Hospital dietitians and physical therapy aides' clothing.* [Rescinded] See §§ 79.70 to 79.81.

§ 79.24 *Insignia for collar and lapel of coat.* * * *

(b) *Other officers and warrant officers.* * * *

(2) *Insignia of arm, service, and bureau.* * * *

(xv) *Medical Department.* * * *

(e) *Army Nurse Corps.* [Rescinded] See § 79.81.

* * *

(h) *Hospital dietitians.* [Rescinded] See § 79.81.

(i) *Physical therapy aides.* [Rescinded] See § 79.81.

* * *

[SEAL] J. A. ULIO,

Major General,

The Adjutant General.

[F. R. Doc. 43-14000; Filed, August 27, 1943; 2:39 p. m.]

TITLE 12—BANKS AND BANKING

Chapter III—Federal Deposit Insurance Corporation

PART 303—ADVERTISEMENT OF MEMBERSHIP

EXEMPTION OF ADVERTISEMENTS OF SAVINGS BANK LIFE INSURANCE FROM REQUIREMENT FOR INCLUSION OF OFFICIAL ADVERTISING STATEMENT

Part 303, § 303.2 (c) (3) of this corporation's rules and regulations is amended

(1) By adding a new subdivision (xvi) as follows:

(xvi) Advertisements relating to Savings Bank Life Insurance.

(2) By changing subdivision (v) to read as follows:

(v) Advertisements not containing any advertising relating to the insured bank in addition to any or all of the following, its name, telephone number, address, announcement of membership in the Federal Reserve System, and subject matter specifically excluded under exemptions (i) through (xvi).

Part 303, § 303.2 (e) of this corporation's rules and regulations is amended to read as follows:

(e) *Outstanding bill board advertisements.* Where an insured bank has bill board advertisements outstanding, not excluded under exemptions (i) through (xvi) in paragraph (c) (3) of this section and has direct control either by possession or under the terms of a contract of such advertisements, it shall, if it can do so consistently with its contractual obligations, cause the official advertising statement to be included therein at such time as it would have been required to include the official advertising statement had the advertisement been newly issued rather than previously outstanding. (U.S.C., 1940 Ed., Title 12, sec. 264 (v) (2))

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
E. F. DOWNEY,
Secretary.

AUGUST 27, 1943.

[F. R. Doc. 43-14077; Filed, August 28, 1943; 1:18 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Amendment 21-3, Civil Air Regulations]

PART 21—AIRLINE TRANSPORT PILOT RATING

REVOKING OBSOLETE PROVISIONS FOR REINSTATEMENT OF AIRLINE PILOT CERTIFICATES EXPIRING PRIOR TO DECEMBER 7, 1941

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 25th day of August 1943.

Effective August 25, 1943, §§ 21.25 and 21.253 of the Civil Air Regulations are revoked.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 43-14043; Filed, August 28, 1943;
10:59 a. m.]

Chapter II—Administrator of Civil Aeronautics, Department of Commerce

[Amdt. 28]

PART 600—DESIGNATION OF CIVIL AIRWAYS REDESIGNATION OF AMBER CIVIL AIRWAY NO. 7

AUGUST 12, 1943.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By adding in § 600.10106 *Amber Civil Airway No. 7* (Key West, Fla., to Caribou, Maine) after the words:

* * * and the Richmond, Va., radio range station; the following:

to the intersection of the center lines of the on course signals of the north leg of the Richmond, Va., radio range and the south leg of the Washington, D. C., radio range;

This amendment shall become effective 0001 E. W. T., August 31, 1943.

C. I. STANTON,
Administrator.

[F. R. Doc. 43-14011; Filed, August 28, 1943;
10:01 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 210—EXECUTION AND FILING OF AN APPLICATION

FILING DATE

Pursuant to the general authority contained in section 10 of the Act of June 24, 1937 (Sec. 10, 50 Stat. 314; 45 U.S.C. 1940 ed. 228j), § 210.3 of the Regulations of the Railroad Retirement Board under such Act (4 F.R. 1477) is amended, effective August 24, 1943, by Board Order 43-609 dated August 24, 1943, to read as follows:

§ 210.3 *Filing date.* An application, filed in the manner and form prescribed in § 210.2, shall be considered filed with the Board as of the date that it is received at an office of the Board, or the date that it is, in accordance with § 210.2, delivered into the custody of a duly authorized field agent, whichever date is earlier; or in a case in which a claim or application filed with the Social Security Board is, by virtue of § 210.2, an application for an annuity filed with the Railroad Retirement Board, the date on which such claim or application was filed with the Social Security Board shall be

considered the date of filing with the Board: *Provided, however,* That if in the adjudication of any application for an annuity it is determined that the applicant died on a Sunday or a day observed by the Board as a legal holiday and that his application was received through the mails at an office of the Board, or, in a case specified in § 210.2, by the Social Security Board, on the first business day following such Sunday or such legal holiday, the application shall be deemed to have been filed with the Board or the Social Security Board, as the case may be, on such Sunday or such legal holiday, if it is established to the satisfaction of the Board that the application was mailed in sufficient time to have been received by the Board or the Social Security Board in the ordinary course of the mails on such Sunday or such legal holiday had it been a business day.

(Secs. 2, 10, 50 Stat. 309, 314; 45 U.S.C. 1940 ed. 228b, 228j)

By authority of the Board.
Dated: August 27, 1943.

MARY B. LINKINS,
Secretary of the Board.

[F. R. Doc. 43-14117; Filed, August 30, 1943;
9:59 a. m.]

PART 345—EMPLOYERS' CONTRIBUTIONS AND CONTRIBUTION REPORTS

EXECUTION OF EMPLOYERS' CONTRIBUTION REPORTS

Pursuant to the authority contained in section 12 of the Act of June 25, 1938 (52 Stat. 1094, 1107; 45 U.S.C. 1940 ed. 362), the Railroad Retirement Board amends §§ 345.7 and 345.9 of the Regulations under the Railroad Unemployment Insurance Act as follows:

Section 345.7 is amended effective August 10, 1943, by Board Order 43-580 dated August 10, 1943, to read as follows:

§ 345.7 *Execution of employers' contribution reports.* Each contribution report on Form DC-1 shall be signed by (1) the individual, if the employer is an individual; (2) the president, vice president or other duly authorized officer, if the employer is a corporation; or (3) a responsible and duly authorized member or officer having knowledge of its affairs if the employer is a partnership or other unincorporated organization.

(Secs. 8, 12, 52 Stat. 1102, 1107; 45 U.S.C. 1940 ed. 358, 362)

Section 345.9 is amended effective November 30, 1942, by Board Order 43-603 dated August 19, 1943, by amending the last sentence to read as follows:

If placed in the mails, the report shall be posted on or before the date on which the report is required to be filed.

By authority of the Board.
Dated: August 27, 1943.

[SEAL] MARY B. LINKINS,
Secretary of the Board.

[F. R. Doc. 43-14118; Filed, August 30, 1943;
9:59 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter III—Proclaimed List of Certain Blocked Nationals

[Cumulative Supp. 5 to Rev. V of April 23, 1943]

ADMINISTRATIVE ORDER

By virtue of the authority vested in the Secretary of State, acting in conjunction with the Secretary of the Treasury, the Attorney General, the Secretary of Commerce, the Office of Economic Warfare, and the Coordinator of Inter-American Affairs, by Proclamation 2497 of the President of July 17, 1941 (6 F.R. 3555), Cumulative Supplement 5 containing certain additions to, amendments to, and deletions from The Proclaimed List of Certain Blocked Nationals, Revision V of April 23, 1943 (8 F.R. 5435), is hereby promulgated.¹

By direction of the President:

CORDELL HULL,
Secretary of State.

RANDOLPH PAUL,
Acting Secretary of
the Treasury.

FRANCIS BIDDLE,
Attorney General.

JESSE H. JONES,
Secretary of Commerce.

LEO T. CROWLEY,
Director, Office of
Economic Warfare.

NELSON A. ROCKEFELLER,
Coordinator of Inter-
American Affairs.

AUGUST 27, 1943.

[F. R. Doc. 43-14076; Filed, August 28, 1943;
12:05 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA General Order 60-9]

PART 702—PRIVATE WAR HOUSING

LIMITATIONS ON TOTAL MONTHLY PAYMENTS

Sec.

702.25 General.

702.26 Definition of total monthly payments.

702.27 Applicability of this regulation.

702.28 Agency jurisdiction.

702.29 Tenant's responsibility.

AUTHORITY: §§ 702.25 to 702.29, inclusive, issued under 54 Stat. 676 as amended by 55 Stat. 236 and 56 Stat. 177, 50 U.S.C. 1152; E.O. 9024, 7 F.R. 329 as amended by E.O. 9040, 7 F.R. 527, E.O. 9125, 7 F.R. 2719, E.O. 9335, 8 F.R. 5425; WPB Directive 25, 8 F.R. 8801.

§ 702.25 *General.* The purpose of this regulation is to define more specifically the limitations applicable to total monthly payments for private war housing rented by war workers.

§ 702.26 *Definition of total monthly payments.* (a) The overall limitations on the total monthly payments which

¹ Filed with the Division of the Federal Register in The National Archives. Requests for printed copies should be addressed to the Federal Reserve Banks or the Department of State.

owners may accept from or require of tenants of private war housing rented by war workers are specified in section 3.01 of NHA General Order No. 60-3A¹ as follows:

* * * the payments specified in the application for priority assistance or authority to begin construction submitted in connection with such dwelling units, which total monthly payments (unless otherwise authorized in section 4 hereof) shall in no event exceed \$50 per month shelter rent per unfurnished dwelling unit plus a reasonable charge for tenant services (in no event, exceeding \$3 per month per room), plus a reasonable price for garage space, plus the actual cost on a pro rata basis of tenant gas and electricity * * *

(b) The owner is required in return for the approved monthly payment to supply and suitably to maintain the dwelling unit and appurtenances described in the application.

(c) "Shelter rent," as used in connection with private war housing means the total rent approved pursuant to the PD-105, less additional charges and approved charges for tenant services.

(d) "Charges for tenant services," means the charges for those of the services listed below which are stipulated on the PD-105 and approved, and no other service charge shall be approved, allowed or collected by the owner for any other item or service:

(1) Heating and air conditioning, including heat and air conditioning supplied direct to tenants, pro rata charges for heating and air conditioning common hallways, stairways and rooms, and heating hot water for tenant use.

(2) Janitor or maid service to tenants, including cleaning of common hallways and rooms.

(3) Project lighting, including lighting of common hallways and rooms, common recreation areas and driveways, exclusive of tenant gas and electricity.

(4) Elevator service, maintenance and operating expenses, but not depreciation.

(5) Water, including cost of water supplied direct for tenant use and for use in common rooms such as laundries.

(6) Garbage and rubbish removal.

(7) Insect and rodent extermination.

(8) Extra equipment, including venetian blinds, telephone and buzzer equipment in tenant units; furniture, carpets, mats, stair treads, draperies, and recreation equipment in common areas, but not including project office furniture and similar management overhead.

(9) Cooking ranges and refrigerators or iceboxes.

NOTE: The National Housing Agency does not determine the charge permitted for household furniture and furnishings supplied for tenant use in dwelling units (as distinguished from furniture supplied in common hallways and common rooms). Such charges are determined by OPA.

(e) Other charges mentioned in the quotation in § 702.26 (a) are defined as follows:

(1) "Reasonable price for garage space" means a reasonable charge approved by the local FHA office and specified in the priority application. Such

a charge will be approved only if the local FHA office determines that garage space need not be supplied as an essential part of the dwelling unit and included in the shelter rent.

(2) "Actual cost on a pro rata basis of tenant gas and electricity" means the cost to the landlord divided as equitably as possible among the tenants. Such charges need not be specified in the priority application or approved by the local FHA office.

§ 702.27 *Applicability of this regulation.* (a) This regulation is applicable to all private war housing rented by war workers for which a PD-105 application is submitted to the local office of the Federal Housing Administration on or after the effective date hereof.

(b) This regulation shall also apply to private war housing for which a PD-105 application was submitted to the local office of the Federal Housing Administration prior to the effective date hereof: *Provided*, That charges specifically authorized in the application for such housing will be permitted even though not permitted under § 702.26 of this order: *And provided further*, That no increase in total monthly payment for such housing shall be effected by this regulation except upon application to the Office of the Regional Representative of the National Housing Agency, through the local office of the Federal Housing Administration, if such housing is not yet occupied, or to the Office of Price Administration if occupancy has occurred. Any increase in total monthly payment for such housing shall, after the effective date of this regulation, be authorized only in accordance with the definitions in § 702.26.

§ 702.28 *Agency jurisdiction.* (a) Directive 25 of the War Production Board has delegated WPB jurisdiction over matters pertaining to rents chargeable for priority-assisted private war housing, including interpretation and formulation of policy, to the National Housing Agency, and such matters will be processed by the National Housing Agency.

(b) This jurisdiction applies only to the initial rental—established prior to initial occupancy—which may be charged for private war housing. Once the housing has been occupied the National Housing Agency has no jurisdiction over changes in the rent chargeable or the facilities, equipment and services which owners shall furnish. After initial occupancy, all such matters are within the jurisdiction of the Office of Price Administration.

(c) The local offices of the Federal Housing Administration shall, in certifying as eligible a project described in a PD-105, determine that the accommodations proposed to be provided are suitable for the persons for whom intended and that the total monthly payment stated in the application is consistent with the accommodations described therein.

(d) When local FHA offices are unable to determine any question of interpretation of this regulation, they may refer the case to the NHA regional representative for decision. Such references should be accompanied by a full statement of all the facts and circumstances

relevant to the case, together with recommendations.

(e) When regional representatives are unable to interpret or apply any portion of this regulation, they shall refer the appropriate question to the Office of the Administrator.

§ 702.29 *Tenant's responsibility.* Although landlords are responsible for maintaining the construction, equipment and condition of private war housing, none of the provisions of this regulation shall be interpreted as relieving the tenant from legal liability for waste.

This regulation shall be effective September 1, 1943.

JOHN B. BLANDFORD, JR.,
Administrator.

AUGUST 14, 1943.

[F. R. Doc. 43-13999; Filed, August 27, 1943; 2:37 p. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division

PART 637—MINIMUM WAGE RATE IN THE MISCELLANEOUS TEXTILE, LEATHER, FUR, STRAW, AND RELATED PRODUCTS INDUSTRIES

RECOMMENDATION OF INDUSTRY COMMITTEE

In the matter of the recommendation of Industry Committee No. 55 for a minimum wage rate in the miscellaneous textile, leather, fur, straw, and related products industries. Wage order.

Whereas on February 11, 1943, pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, herein referred to as the Act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 175, appointed Industry Committee No. 55 for the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries, herein called the Committee, and directed the Committee to recommend minimum wage rates for the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries in accordance with section 8 of the Act; and

Whereas the Committee included twelve disinterested persons representing the public, a like number of persons representing employers in the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries, and a like number of persons representing employees in the Industry, and each group was appointed with due regard to the geographical regions in which the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries are carried on; and

Whereas on March 5, 1943, the Committee, after investigating economic and competitive conditions in the Industry, filed with the Administrator a report containing its recommendation for a 40-cent minimum hourly wage rate in the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries; and

Whereas, after notice duly published in the FEDERAL REGISTER on March 11,

¹ Not filed with the Division of the Federal Register.

1943, Major Robert N. Campbell, the Presiding Officer designated by the Administrator, held a public hearing upon the Committee's recommendation at New York, New York, on March 30, 1943, at which all interested persons were given an opportunity to be heard; and

Whereas the complete record of the proceeding before the Presiding Officer has been transmitted to the Administrator; and

Whereas the Administrator, upon reviewing all the evidence adduced in this proceeding and giving consideration to the provisions of the Act, with special reference to sections 5 and 8, has concluded that the Industry Committee's recommendation for the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries, as defined by Administrative Order No. 175, is made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of the Act; and

Whereas the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Industry Committee No. 55 for a Minimum Wage Rate in the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York, New York,

Now, therefore, it is ordered, That:

Sec.

- 637.1 Approval of recommendation of Industry Committee No. 55.
- 637.2 Wage rate.
- 637.3 Posting of notices.
- 637.4 Definition of the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries.
- 637.5 Scope of the definition.
- 637.6 Effective date.

AUTHORITY: §§ 637.1 to 637.6, inclusive, issued under sec. 8, 52 Stat. 1064; 29 U.S.C., sec. 208.

§ 637.1 *Approval of recommendation of Industry Committee No. 55.* The Committee's recommendation is hereby approved, and in accordance with such recommendation,

§ 637.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the Act by every employer to each of his employees who is engaged in commerce or in the production of goods for commerce in the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries; and

§ 637.3 *Posting of notices.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be pre-

scribed from time to time by the Wage and Hour Division of the United States Department of Labor; and

§ 637.4 *Definition of the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries.* For the purposes of this order the term "Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries" means:

(a) The coating, impregnating, and other processing of textiles, including, but without limitation, the production of oilcloth, artificial leather, linoleum, and felt base floor coverings.

(b) The manufacture of any product from textile yarn or fabric (made from any animal, mineral, vegetable or synthetic fiber or mixtures of any of these fibers), impregnated or coated textiles, hair, bristles, straw, leather, feathers, and similar materials; except the weaving of fabric from mineral fibers or yarn.

(c) The dressing, dyeing, and other processing or handling of fur skins or pelts, and the manufacture of any product from fur skins or pelts.

(d) The manufacture of men's or boys' straw or harvest hats, the term "straw" being used in the trade sense and not being confined to materials made from natural fibers.

Provided, however, That this industry shall not include any product or part (other than men's and boys' straw or harvest hats) the manufacture of which is covered by the definition of an industry for which a wage order has been issued or for which an industry committee has been appointed under the Fair Labor Standards Act.

§ 637.5 *Scope of the definition.* The definition of the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries covers all occupations in the industry which are necessary to the production of the articles covered by the definition, including clerical, maintenance, shipping, and selling occupations: *Provided, however,* That this definition does not cover clerical, maintenance, shipping, and selling occupations when carried on in a wholesaling or selling department, physically segregated from the other departments of a manufacturing establishment, the greater part of the sales of which wholesaling or selling department are sales of articles which have been purchased for resale; *And provided, further,* That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

§ 637.6 *Effective date.* This wage order shall become effective September 20, 1943.

Signed at New York, New York, this 21st day of August 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-14112; Filed, August 30, 1943; 10:10 a. m.]

PART 639—MINIMUM WAGE RATE IN MATTRESS, BEDDING, AND RELATED PRODUCTS INDUSTRY

RECOMMENDATION OF INDUSTRY COMMITTEE

In the matter of the recommendation of Industry Committee No. 54 for a minimum wage rate in the mattress, bedding, and related products industry. Wage order.

Whereas on February 11, 1943, pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, hereinafter referred to as the Act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Order No. 174, appointed Industry Committee No. 54 for the Mattress, Bedding, and Related Products Industry, herein called the Committee, and directed the Committee to recommend minimum wage rates for the Mattress, Bedding, and Related Products Industry in accordance with section 8 of the Act; and

Whereas the Committee included six disinterested persons representing the public, a like number of persons representing employers in the Mattress, Bedding, and Related Products Industry, and a like number of persons representing employees in the Industry, and each group was appointed with due regard to the geographical regions in which the Mattress, Bedding, and Related Products Industry is carried on; and

Whereas on March 24, 1943, the Committee, after investigating economic and competitive conditions in the Industry, filed with the Administrator a report containing its recommendation for a 40-cent minimum hourly wage rate in the Mattress, Bedding, and Related Products Industry; and

Whereas after notice duly published in the FEDERAL REGISTER on April 20, 1943, Donald M. Murtha, the Presiding Officer designated by the Administrator, held a public hearing upon the Committee's recommendation at New York, New York, on May 12, 1943 at which all interested persons were given an opportunity to be heard; and

Whereas the complete record of the proceeding before the Presiding Officer has been transmitted to the Administrator; and

Whereas the Administrator, upon reviewing all the evidence adduced in this proceeding and giving consideration to the provisions of the Act, with special reference to sections 5 and 8, has concluded that the Industry Committee's recommendation for the Mattress, Bedding, and Related Products Industry, as defined by Administrative Order No. 174, is made in accordance with law, is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of the Act; and

Whereas the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of Industry Committee No. 54 for a Minimum Wage Rate in the Mattress, Bedding, and Related Products Indus-

try," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York.

Now, therefore, it is ordered, That:

- Sec.
639.1 Approval of recommendation of Industry Committee No. 54.
639.2 Wage rate.
639.3 Posting of notices.
639.4 Definition of the Mattress, Bedding and Related Products Industry.
639.5 Scope of the definition.
639.6 Effective date.

AUTHORITY: §§ 639.1 to 639.6, inclusive, issued under sec. 8, 52 Stat. 1064; 29 U.S.C. sec. 208.

§ 639.1 *Approval of recommendation of Industry Committee No. 54.* The Committee's recommendation is hereby approved, and in accordance with such recommendation,

§ 639.2 *Wage rate.* Wages at a rate of not less than 40 cents per hour shall be paid under section 6 of the Act by every employer to each of his employees who is engaged in commerce or in the production of goods for commerce in the Mattress, Bedding, and Related Products Industry; and

§ 639.3 *Posting of notices.* Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the Mattress, Bedding, and Related Products Industry shall post and keep posted in a conspicuous place in each department of his establishment where such employees are working such notices of this order as shall be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor; and

§ 639.4 *Definition of the Mattress, Bedding, and Related Products Industry.* For the purposes of this order the term "Mattress, Bedding, and Related Products Industry" means:

(a) The manufacture, renovation, and repair of mattresses, boxsprings, bedsprings (except metal), bedding, and related products, including, but without limitation, sleeping bags, bolsters, upholstered bedrests, and hassocks.

(b) The processing of feathers to be used as filling.

Provided, however, That this industry shall not include any product or part the manufacture of which is covered by the definition of an industry for which a wage order has been issued or for which an industry committee has been appointed under the Fair Labor Standards Act.

§ 639.5 *Scope of the definition.* The definition of the mattress, bedding, and related products industry covers all occupations in the industry which are necessary to the production of the articles covered by the definition, including clerical, maintenance, shipping, and selling occupations; Provided, however, That this definition does not cover clerical, maintenance, shipping, and selling occupations when carried on in a wholesaling or selling department, physically segregated from the other departments of a manufacturing estab-

lishment the greater part of the sales of which wholesaling or selling department are sales of articles which have been purchased for resale: And provided further, That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

§ 639.6 *Effective date.* This wage order shall become effective September 20, 1943.

Signed at New York, New York this 21st day of August, 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-14113; Filed, August 30, 1943;
10:10 a. m.]

Chapter IX—War Food Administration (Agricultural Labor)

PART 1103—SALARIES AND WAGES IN THE PICKING OF CANNING TOMATOES

WORKERS IN CERTAIN CALIFORNIA COUNTIES

Part 1103 (8 F.R. 11779) is hereby amended to include within the public notice the following counties in the State of California in addition to the counties stated in § 1103.1: Butte, Colusa, Placer, San Mateo, Santa Cruz, Sutter, and Yuba.

(Pub. Law 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; Regulations of the Director of Economic Stabilization, dated Oct. 27, 1942, 7 F.R. 8748, as amended on Nov. 30, 1942, 7 F.R. 10024; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 27th day of August 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-14054; Filed, August 28, 1943;
11:36 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[Order 4]

PART 601—ADMINISTRATIVE; GENERAL LIMITED DISTRIBUTION OF ANTHRACITE TO CONSUMERS

Determining areas and times within which limited distribution of anthracite coal to consumers shall be made and the amount of anthracite available for that purpose.

The Solid Fuels Administrator for War has issued Revised Regulation No. 2 which makes provision for more equitable distribution of anthracite coal by wholesalers to equipped and unequipped retail dealers. In order to assure more equitable distribution of anthracite among consumers who use anthracite for space heating, domestic hot water and cooking

purposes, it appears that some limitations should be imposed on the amount of anthracite which may be delivered to such consumers.

However, before any governmental program for limited distribution of anthracite coal to consumers may be instituted, it is for the Solid Fuels Administration for War to determine, pursuant to section 3 (g) of Executive Order No. 9332, the areas and times within which limited distribution should be effective and the available supply of anthracite for that purpose.

Accordingly, this order is issued pursuant to the provisions of Executive Order No. 9332 and in accordance with Solid Fuels Administration for War Revised Regulation No. 2.

§ 601.21 *Definitions.* (a) "Anthracite" means that coal which is generally referred to as Pennsylvania anthracite and is produced in the following counties in Pennsylvania: Carbon, Columbia, Dauphin, Lebanon, Lackawanna, Luzerne, Northumberland, Schuylkill, Susquehanna and Wayne.

(b) "Consumer" means any person who acquires anthracite coal for space heating, domestic hot water or domestic cooking except to the extent that he acquires anthracite coal for use in an industrial process, for the production of power, or for space heating which is incidental thereto.

§ 601.22 *Determinations.* After advising with the War Production Board:

(a) It is hereby determined that the areas within which the limited distribution of anthracite to consumers should be effective are: the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia and the District of Columbia.

(b) It is hereby determined that the times within which the limited distribution of anthracite to consumers should be effective are from September 1, 1943 to December 1, 1943, inclusive, subject to further order of the Solid Fuels Administrator for War.

(c) It is hereby determined that the amount of anthracite available for limited distribution to consumers during the period provided in this order is approximately 11,000,000 tons for all destinations in the aggregate.

§ 601.23 *Coordination of program for limited distribution to consumers with regulations of Solid Fuels Administration for War.* This order does not authorize any action inconsistent with Solid Fuels Administration for War Revised Regulation No. 2, any amendments thereof, or any other action which may be taken by the Solid Fuels Administration for War pursuant to Executive Order No. 9332.

This order shall take effect at 12:01 a. m., September 1, 1943.

Issued this 27th day of August 1943.

HAROLD L. ICKES,
Solid Fuels Administrator for War.

[F. R. Doc. 43-14078; Filed, August 28, 1943;
2:32 p. m.]

[Reg. 2, Revised]

PART 602—GENERAL ORDERS AND DIRECTIVES

PENNSYLVANIA ANTHRACITE

The marked increase in fuel requirements incident to the wartime economy of the Nation threatened shortages and inequitable distribution of certain sizes of anthracite coal. Accordingly, Solid Fuels Administration for War Regulation No. 2 was issued on June 19, 1943 (8 F.R. 8663); and that regulation was amended on July 13, 1943 (8 F.R. 9744). It now appears necessary, in order to effectuate the purposes of Executive Order No. 9332, to revise Solid Fuels Administration for War Regulation No. 2, as amended, in various respects, including the insertion of provisions (a) modifying the emergency distribution requirements imposed by the regulation and making the regulation applicable to the period from April 1, 1943 to March 31, 1944, inclusive; (b) setting forth a method for securing additional anthracite for wholesalers whose tonnage of anthracite is insufficient to supply 90 per cent of the shipments to their customers during the base period; (c) requiring equitable distribution to unequipped retail dealers; and (d) subjecting to the regulation the distribution of No. 1 buckwheat and No. 2 buckwheat (rice). Accordingly, §§ 602.11 to 602.19, inclusive, of Solid Fuels Administration for War Regulation No. 2, as amended, are hereby superseded and revised to read as follows:

Sec.	Definitions.
602.3	Restrictions on shipments by wholesalers.
602.4	Limitations of deliveries to consumers expected.
602.5	Action under other regulations.
602.6	Directives under Solid Fuels Administration for War Regulation No. 1.
602.7	Limitations upon applicability of this regulation.
602.8	Evasion prohibited.
602.9	Regional Anthracite Distribution Committees; National Anthracite Distribution Committee; Supply and Distribution Committee.
602.10	Requests by dealers for supply of anthracite to meet additional needs.
602.11	Damages for breach of contract.
602.12	Reports.
602.13	Records.
602.14	Audits and inspection.
602.15	Violations.
602.16	Applications for modification and exceptions; inquiries and communications.
602.17	Short title.

AUTHORITY: §§ 602.3 to 602.18, inclusive, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176; E.O. 9125, 7 F.R. 2719; E.O. 9332, 8 F.R. 5355.

§ 602.3 Definitions. For purposes of this regulation:

(a) "Anthracite" means that coal which is generally referred to as Pennsylvania anthracite and is produced in the following counties in Pennsylvania: Carbon, Columbia, Dauphin, Lebanon, Lackawanna, Luzerne, Northumberland, Schuylkill, Susquehanna, and Wayne; and is limited to the sizes generally known as egg, stove, chestnut, pea, No. 1 buckwheat and No. 2 buckwheat (rice).

(b) "Person" means any individual, partnership, association, business trust,

corporation, governmental corporation or agency or any organized group of persons.

(c) "Producer" means any person engaged in the business of mining or preparing anthracite.

(d) "Wholesaler" means any producer who sells anthracite to equipped retail dealers or unequipped retail dealers; any person who purchases and resells anthracite to equipped retail dealers; any person, except an equipped retail dealer, who purchases anthracite for resale to unequipped retail dealers; and any dock operator to the extent that he purchases and resells anthracite to persons other than the consumers thereof.

(e) "Equipped retail dealer" means any person who has storage facilities and truck scales, and who purchases anthracite from wholesalers for resale to consumers or unequipped retail dealers.

(f) An "unequipped retail dealer" means any person who is not an equipped retail dealer and who purchases anthracite from producers, wholesalers, or equipped retail dealers for resale to consumers.

(g) "Excess tonnage" means all tonnage of anthracite which exceeds 90 per cent of the tonnage of anthracite shipped to destinations, equipped retail dealers and unequipped retail dealers, during the base period as contemplated by the provisions of § 602.4 of this regulation.

(h) "Deficiency in tonnage" means the tonnage of anthracite which is less than 90 per cent of the tonnage of anthracite shipped to destinations, equipped retail dealers and unequipped retail dealers during the base period as contemplated by the provisions of § 602.4 of this regulation.

(i) "Consumer" means any person who acquires anthracite coal for space heating, domestic hot water or domestic cooking except to the extent that he acquires anthracite coal for use in an industrial process, for the production of power, or for space heating which is incidental thereto.

(j) "Destination" means any city, town, village, or community: *Provided, however,* That in respect to shipments to New York City, the boroughs of Manhattan and Bronx, as a unit, Brooklyn and Queens, as a unit and the borough of Richmond shall be treated as three separate destinations.

(k) "Base period" means the period from April 1, 1942 to March 31, 1943, inclusive.

§ 602.4 Restrictions on shipments by wholesalers. (a) All wholesalers (including producers who sell to equipped retail dealers or unequipped retail dealers) shall forthwith arrange their distribution schedules in respect to rail, water, truck and other movements so that by March 31, 1944, and on the basis of regular equal monthly shipments so far as practicable, they shall have supplied to the same destinations, equipped retail dealers, and unequipped retail dealers, to which they shipped anthracite during the base period, the same proportion of available tonnage, up to but not in excess of 90 per cent thereof, shipped to such destinations, equipped

retail dealers and unequipped retail dealers during the base period. In arranging their distribution schedules wholesalers shall disregard the sequence in which orders on hand were received and shall afford preferences to orders from destinations, equipped retail dealers and unequipped retail dealers, which have not received from them during the period April 1, 1943, to the end of any calendar month commencing with August 31, 1943, the same proportions of tonnages (as compared with other destinations, equipped retail dealers and unequipped retail dealers) which they received from such wholesalers during the corresponding portion of the base period. In affording such preferences, wholesalers shall, so far as practicable, take, on a pro rata uniform percentage basis, the tonnage required to meet the preference orders from the non-preference orders of contract and non-contract customers. In complying with the provisions of this paragraph each wholesaler shall (1) consider all anthracite shipped subsequent to April 1, 1943, as part of the total tonnage required to be shipped by him during the entire period April 1, 1943 to March 31, 1944, inclusive, and (2) exclude tonnage excepted from this regulation pursuant to § 602.8.

(b) Each wholesaler shall report in writing to the Solid Fuels Administrator for War at Washington, D. C., on or before the 25th day of each month his actual tonnage shipped during the preceding full calendar month and his anticipated available tonnage for the succeeding full calendar month. The report shall set forth the tonnage of egg, stove, nut and pea as a single total covering domestic sizes and separately set forth the tonnage of buckwheat and rice as a single total covering steam sizes. Each wholesaler whose anticipated available tonnage for the succeeding month is in excess of the maximum tonnage which may be shipped under § 602.4 (a) shall make all such excess tonnage available in equal weekly portions for allocation by the Solid Fuels Administrator for War. The Solid Fuels Administrator for War will allocate such excess tonnage currently to wholesalers with a deficiency in tonnage within the meaning of this regulation. Anthracite so allocated by the Solid Fuels Administrator for War shall be shipped for the account of the wholesaler to whom it is allocated in order that there may be equitable distribution to all destinations and equipped retail dealers.

If, but only if, the necessity of obtaining an adequate car supply so requires, a wholesaler with excess tonnage may, prior to the receipt of shipping instructions from a wholesaler to whom such excess tonnage has been allocated by the Solid Fuels Administrator for War, ship excess tonnage, to the extent necessary to relieve the car supply problem, to any destination or equipped retail dealer he wishes. Any wholesaler who takes such action shall forthwith notify the Solid Fuels Administrator for War by telegram of the circumstances necessitating the action, the tonnage shipped and the destination and equipped retail dealer to which the tonnage was shipped.

(c) Producers, wholesalers and equipped retail dealers shall forthwith

arrange their distribution schedules so that for the period April 1, 1943 to March 31, 1944, inclusive, they shall have supplied to each unequipped retail dealer to whom they sold anthracite during the base period, the same proportion of available tonnage up to but not in excess of 90 per cent thereof, of the tonnage sold to each such unequipped retail dealer during the base period.

§ 602.5 *Limitations of deliveries to consumers expected.* In addition to this regulation and in order to assure a more equitable distribution of anthracite among consumers, the Solid Fuels Administrator for War plans, pursuant to section 3 (g) of Executive Order No. 9332, to determine, immediately after the issuance of this regulation, the areas and times within which limitations of deliveries of anthracite to consumers should be effective and the amount of anthracite available for such limited distribution. It is expected that the program for limited distribution of anthracite to consumers will be administered by the Office of Price Administration, pursuant to directive of the War Production Board and subject to the determinations of the Solid Fuels Administrator for War under section 3 (g) of Executive Order No. 9332.

§ 602.6 *Action under other regulations.* Nothing contained in this regulation shall be deemed to preclude the Solid Fuels Administrator for War from taking appropriate action under Solid Fuels Administration for War Regulation No. 1 or under any other regulation heretofore or hereafter promulgated by him.

§ 602.7 *Directives under Solid Fuels Administration for War Regulation No. 1.* Directives heretofore and hereafter issued by the Solid Fuels Administrator for War under Solid Fuels Administration for War Regulation No. 1 shall be complied with notwithstanding the provisions of this regulation.

§ 602.8 *Limitations upon applicability of this regulation.* This regulation shall not be applicable to and shall not in any wise be deemed to restrict shipments of anthracite to the Army, Navy, Marine Corps, Coast Guard of the United States, the Maritime Commission or the War Shipping Administration; or to any industrial plant for use in the process of manufacturing or generating steam for industrial use; or to any person for use in chicken brooders or hatcheries. In the computation of available tonnage and required shipments pursuant to this regulation all such excepted shipments shall be excluded.

§ 602.9 *Evasion prohibited.* All persons are prohibited from evading any of the provisions of this regulation in reliance upon a reincorporation, reorganization, contract, arrangement or device of any kind occurring prior or subsequent to the effective date of this regulation, and the successor in interest of any person shall be deemed fully bound by the provisions of this regulation with the same force and effect as though the predecessor had remained in existence. No person, subject to this regulation, shall change his method of doing business for the purpose of evad-

ing any of the provisions of this regulation and no such person shall continue any such evasive practice which may have been entered into subsequent to April 1, 1943. Any person who has any doubts concerning the applicability of this paragraph of this regulation to his business activities shall forthwith make written inquiry of the Solid Fuels Administrator for War, Washington, D. C.

§ 602.10 *Regional Anthracite Distribution Committees; National Anthracite Distribution Committee; Supply and Distribution Committee.* (a) The Regional Anthracite Distribution Committee created for each of the regions defined and set forth in Appendix A, attached hereto, and made a part hereof, shall continue to advise with and make recommendations to the Solid Fuels Administrator for War with reference to the administration of the provisions of this regulation for their respective regions. Each such committee shall continue to consist of two producers, one wholesaler, and two retail dealers appointed by the Solid Fuels Administrator for War.

(b) A representative of the Solid Fuels Administrator for War shall be designated to serve in each regional office of the Solid Fuels Administration for War and shall administer such duties as may be assigned to him from time to time, and shall, so far as practicable, advise with the Regional Anthracite Distribution Committee.

(c) There shall continue to be a National Anthracite Distribution Committee, consisting of the following representatives appointed by the Solid Fuels Administrator for War: One representative from each of the three anthracite producing regions (Wyoming, Lehigh and Schuylkill), two wholesalers, three retail dealers, and any other members the Solid Fuels Administrator for War may appoint. This committee shall continue to advise and make recommendations as to matters of general policy and administration.

(d) The Solid Fuels Administrator for War will designate from among the members of the Regional Anthracite Distribution Committees and the National Anthracite Distribution Committee, a committee of four persons to be known as the Supply and Distribution Committee. It shall be the function of the Supply and Distribution Committee to recommend to the Solid Fuels Administrator for War the allocations of excess tonnage which should be made in order to carry out the purposes and provisions of this regulation.

§ 602.11 *Requests by dealers for supply of anthracite to meet additional needs.* Any dealer requesting a supply of anthracite in excess of 90 per cent of the requirements of any destination or dealer during the base period in order to take care of additional needs resulting from increased population at any destination and the anthracite requirements thereof, shortage of other fuels and conversions of burning equipment, and other causes, shall submit an original and one copy of such request in writing to the Regional Anthracite Distribution Committee which under the supervision and

direction of the regional representative of the Solid Fuels Administrator for War shall act upon such requests in a manner consistent with this regulation, and in appropriate cases shall recommend to the National Anthracite Distribution Committee that the matter be referred to the Solid Fuels Administrator for War in Washington, D. C. for appropriate action. Each such request referred to the Solid Fuels Administrator for War in Washington, D. C. shall be accompanied by the recommendation of such committees and the independent recommendation of the regional representative of the Solid Fuels Administrator for War.

§ 602.12 *Damages for breach of contract.* No person shall be held liable for damages or penalties for any default under any contract or order which shall result directly or indirectly from compliance with this regulation.

§ 602.13 *Reports.* Each person participating in any transaction to which any portion of this regulation applies shall execute and file with the Solid Fuels Administrator for War such reports and questionnaires as he shall from time to time require. All reporting requirements of this regulation have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

§ 602.14 *Records.* Each person participating in any transaction to which any portion of this regulation applies shall keep and preserve for a period of two years accurate and complete records of all of the details of all such transactions.

§ 602.15 *Audit and inspection.* All records required to be kept by this regulation shall, upon request, be submitted for inspection, copy and audit by duly authorized representatives of the Solid Fuels Administration for War.

§ 602.16 *Violations.* Any person who violates any provision of this regulation or who, by any statement or omission, wilfully falsifies any records which he is required to keep, or who otherwise wilfully furnishes false or misleading information to the Solid Fuels Administrator for War, the Regional Anthracite Distribution Committees or the National Anthracite Distribution Committee, and any person who obtains a delivery of anthracite by means of a wilful, false or misleading statement, may be prohibited from delivering or receiving any material under priority control. The Solid Fuels Administrator for War may also take any other action deemed appropriate, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. sec. 80), or under the Second War Powers Act (Pub. Law 507, 77th Cong., March 27, 1942).

§ 602.17 *Applications for modification and exception; inquiries and communications.* (a) Any application for modification of or exception from any provision of this regulation shall be filed in triplicate with the Washington Office of the Solid Fuels Administration for War. The application shall set forth, in

detail, the provisions sought to be modified or from which an exception is sought, and the reasons and data in support of such request for modification or exception.

(b) All complaints, inquiries, and communications with reference to the administration of this regulation shall be addressed to the Regional Office of the Solid Fuels Administration for War for the area primarily concerned with such complaint, inquiry or communication, or to the Solid Fuels Administration for War, Department of the Interior, Washington, D. C.

(c) The Washington Office of the Solid Fuels Administration for War may refer applications for modification or exception from the provisions of this regulation or any complaints, inquiries and communications relating to the administration of the regulation to the appropriate Regional Office of the Solid Fuels Administration for War for advice and recommendation.

(d) Nothing herein shall be deemed to modify specific relief heretofore granted to any person pursuant to Solid Fuels Administration for War Regulation No. 2, as amended, and such relief shall continue in full force and effect.

§ 602.18 *Short title.* This regulation may be cited as "Solid Fuels Administration for War Revised Regulation No. 2."

This regulation shall take effect at 12:01 a. m., September 1, 1943.

Issued this 27th day of August 1943.

HAROLD L. ICKES,
Solid Fuels Administrator for War.

APPENDIX A

Regional Anthracite Distribution Committees have been established for each of the following regions:

(a) Region No. 1: New York City (excluding Richmond County), and Westchester, Nassau, and Suffolk Counties;

(b) Region No. 2: State of New York, excluding that portion of the State described in Sections (a) and (c);

(c) Region No. 3: State of New Jersey and Richmond County, New York;

(d) Region No. 4: Pennsylvania;

(e) Region No. 5: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont;

(f) Region No. 6: Delaware, Maryland, District of Columbia, and that portion of the United States east of the Mississippi and South of the Ohio Rivers.

[F. R. Doc. 43-14079; Filed, August 28, 1943; 2:32 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 202]

REGISTRANT'S AFFIDAVIT; FAMILY STATUS AND DEPENDENTS

ORDER PRESCRIBING FORMS

By virtue of the provisions of the Selective Training and Service Act of 1940 (54 Stat. 885, 50 U.S.C., Sup. 301-318, inclusive); E.O. No. 8545, 5 F.R. 3779, E.O. No. 9279, 7 F.R. 10177, and the authority vested in me by the Chairman of the War Manpower Commission in Administrative Order No. 26, 7 F.R. 10512, I

hereby prescribe the following change in DSS forms:

Revision of DSS Form 41, entitled "Registrant's Affidavit—Family Status and Dependents," effective immediately upon the filing hereof with the Division of the Federal Register.¹ Upon receipt of the revised DSS Form 41, the use of the former supply of DSS Form 41 will be discontinued and all unused copies will be disposed of.

The foregoing revision shall become a part of the Selective Service Regulations effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

AUGUST 25, 1943.

[F. R. Doc. 43-14010; Filed, August 28, 1943; 9:13 a. m.]

Chapter VIII—Office of Economic Warfare

Subchapter B—Export Control

[Amendment 94]

PART 802—GENERAL LICENSES

CANCELLATION OF CERTAIN GENERAL LICENSES

Paragraph (a) of § 802.3 *General license country groups* is hereby amended by placing before the names of the countries French Equatorial Africa, French Congo, Chad, Gabon, Middle Congo, Ubangi Shari, and French Cameroen the letter "a" wherever the names of such countries appear in this section.

Shipments of commodities which are on dock, on lighter, laden aboard the exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment, may be exported under the previous general license provisions. Shipments moving to a vessel subsequent to the effective date of this amendment pursuant to Office of Defense Transportation permits issued prior to such date may also be exported under the previous general license provisions.

This amendment shall become effective September 1, 1943.

(Sec. 6, 54 Stat. 714; Public Law 75, 77th Cong.; Public Law 633, 77th Cong.; Order No. 3 and Delegation of Authority No. 25, 7 F.R. 4951; Delegation of Authority No. 47, 8 F.R. 8529; Executive Order No. 9361, 8 F.R. 9861 and Order No. 1, 8 F.R. 9938)

Dated: August 28, 1943.

C. VICTOR BARRY,
Chief of Office.
Office of Exports.

[F. R. Doc. 43-14103; Filed, August 30, 1943; 9:17 a. m.]

Chapter IX—War Production Board

Subchapter A—General Provisions

PART 903—DELEGATIONS OF AUTHORITY

[Supplementary Directive 1-W]

RATIONING OF ANTHRACITE COAL

§ 903.43 *Further delegation of authority to the Office of Price Administration.*

¹ Form filed as part of the original document.

tion with reference to rationing of anthracite coal. (a) In order to permit the efficient rationing of anthracite coal, the authority delegated to the Office of Price Administration in § 903.1 (Directive No. 1¹) is hereby extended to include the exercise of rationing control over the sale, transfer, delivery or other disposition of anthracite coal by any person to any consumer and over the use of anthracite coal by any consumer. This authority, however, shall not include the power to limit or restrict the quantity of such coal obtainable by the Army, Navy, Marine Corps, or Coast Guard of the United States; by government agencies or other persons to the extent to which they acquire such coal for export to and use in any foreign country; or by any person to the extent that he acquires anthracite coal for use in an industrial process, or for the production of power, or for space heating which is incidental thereto.

(b) The authority of the Office of Price Administration under this supplementary directive shall include the power to regulate or prohibit the sale, transfer, delivery, or other disposition of anthracite coal to, or the acquisition or use of such coal by, any person who has acted in violation of any rationing regulation or order prescribed by the Office of Price Administration.

(c) The Office of Price Administration is authorized, in accordance with the provisions of Executive Order No. 9125, and to the extent that it may deem necessary to the enforcement of the authority delegated in paragraphs (a) and (b) of this supplementary directive:

(1) To require records and reports and to make audits of the accounts and inspections of the facilities of any person who uses or is involved in the sale, transfer, delivery, or other disposition of anthracite coal; and

(2) To require any person who uses or is involved in the sale, transfer, delivery, or other disposition of anthracite coal to comply with any rule, regulation, or procedure promulgated or established pursuant to the authority delegated in paragraph (a) of this supplementary directive.

(d) As used in this supplementary directive, the term "anthracite coal" means that coal generally referred to as Pennsylvania anthracite and which is produced in the following counties in Pennsylvania: Carbon, Columbia, Dauphin, Lebanon, Lackawanna, Luzerne, Northumberland, Schuylkill, Susquehanna, and Wayne; the term "consumer" means any person who acquires anthracite coal for space heating, domestic hot water or domestic cooking, but does not include any person to the extent that he acquires anthracite coal for use in an industrial process, or for the production of power, or for space heating which is incidental thereto; and the term "person" means any individual, partnership, corporation, association, government or government agency, or any other organized group or enterprise.

(P.D. Reg. 1, as amended, 6 F.R. 6680; WPB Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), Pub. Law 671, 76th

¹ 7 F.R. 562.

Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 27th day of August 1943.

DONALD M. NELSON,
Chairman.

[F. R. Doc. 43-14007; Filed, August 27, 1943;
5:13 p. m.]

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 1010—SUSPENSION ORDERS

[Amdt. 1 to Suspension Order S-347]

AAA ACE BALING WIRE CO.

On June 19, 1943 Suspension Order S-347 was issued against Harry Rosenbaum, doing business as AAA Ace Baling Wire Company, of Philadelphia, Pennsylvania. It was provided that the order should take effect on June 21, 1943 and expire October 21, 1943. The company appealed from the suspension order, raising for the first time the point that its baling machines were not covered by General Limitation Order L-83. Respondent was granted a rehearing, which took place before a Compliance Commissioner of the War Production Board on July 24, 1943, and the Compliance Commissioner determined that the baling machines in question were covered by the terms of L-83. On July 22, 1943 the Chief Compliance Commissioner had directed a stay of execution of the suspension order pending final disposition of the appeal. Subsequent to the rehearing, on August 9, 1943, the Chief Compliance Commissioner denied the respondent's appeal, and directed that the stay should be of no force or effect after August 16, 1943. He further directed that paragraph (e) of Suspension Order S-347 be amended so as to provide that the expiration date should be November 10, 1943 instead of October 21, 1943, so as to compensate for the time that the stay was in effect.

In view of the foregoing, it is hereby ordered, that paragraph (e) of § 1010.347, Suspension Order S-347, issued on June 19, 1943, be and hereby is amended to read as follows:

(e) This order shall take effect June 21, 1943 and expire November 10, 1943, after which latter date it shall have no further force or effect.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14087; Filed, August 28, 1943;
3:29 p. m.]

PART 3133—PRINTING AND PUBLISHING¹

[General Conservation Order M-99 as
Amended August 28, 1943]

OBSOLETE PRINTING PLATES

The fulfillment of requirements for the defense of the United States has created

¹ Formerly Part 1106, § 1106.1.

a shortage in the supply of copper, tin and zinc for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3133.25 *Conservation Order M-99—*
(a) *Definitions.* For the purpose of this order. (1) "Plate" means any kind or shape of metal printing or marking plate or other metal form, used in the printing process, except such as are composed only of lead, tin and antimony.

(2) "Printing process" means the act or process of printing, impressing, or otherwise transferring on paper (or any paperlike substance) wood, fabric, metal or other material, any ink, color, pigment, mark, character or delineation, and includes any incidental or partial process required to prepare a plate for such use.

(3) A plate shall be deemed to be "obsolete" if, on July 1, 1942, or on the first day of any calendar quarter thereafter, it has been in existence for the period specified below and has not been used during such period:

- (i) Newspaper printing: 1 year;
- (ii) Magazine and periodical printing: 1 year;
- (iii) Book printing: 4 years;
- (iv) Container printing: 1 year;
- (v) All other categories of printing: 2½ years.

(4) The re-graining or other preparation of a planographic or intaglio plate for re-use shall be deemed a "use" of such plate within the meaning of subparagraph (3) of this paragraph (a).

(5) Notwithstanding the provisions of subparagraph (3) of this paragraph (a), a plate shall not be deemed to be obsolete at any time when there is an assured future use for the same.

(6) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency or any organized group of persons, whether incorporated or not.

(7) "Restricted metal" means aluminum, antimony, chromium, copper, lead, nickel, tin, zinc, or any alloy thereof.

(8) [Paragraph (8) deleted from this order August 28, 1943. Provisions covering the subject matter of this paragraph are now to be found in Conservation Order M-339.]

(b) *Notices required to be given.* (1) Before September 1, 1942, every person who is in possession, as custodian or otherwise (but is not the owner), of any obsolete plates shall notify the owner (if known, or, if not, the consignor) thereof that such person has such plates in his possession, and shall identify such plates by title or subject matter. Such notice may be given by mailing a letter to the owner, or consignor, as the case may be, addressed to his last known address.

(2) Before September 1, 1942, every person owning obsolete plates which are subject to a contractual right of another person to purchase or otherwise acquire the same shall notify such other person of such contractual right and identify the plates. Such notice may be given by mailing a letter to the owner, or consignor, as the case may be, at his last

known address. If by the close of business on September 20, 1942, such other person fails to exercise his contractual right, or to execute a release in writing of such contractual right, then the owner of the plates shall, not later than September 30, 1942, mail to the War Production Board a written report identifying the plates by title or subject matter, giving the name and address of the person having the contractual right pertaining thereto, and stating the estimated aggregate amount of each restricted metal in the plates.

(c) *Restrictions on receipt or use of restricted metal after September 30, 1942, by persons who fail to dispose of obsolete plates.* (1) If any person on October 1, 1942, or on the first day of any other calendar quarter thereafter, owns or is in possession of any obsolete plates, and, if subject to the provisions of paragraph (b) of this order, has not complied therewith, such person shall not, at any time during the same calendar quarter, acquire or take possession of any plates containing restricted metals or any restricted metals for conversion into plates for use in any printing process, and no such person shall use or cause to be used in any printing process any plates or restricted metals so received by him.

(2) On and after October 1, 1942, each person who acquires any plates or any restricted metal for conversion into plates for use in any printing process shall endorse on each purchase or other order for such plates or metal a statement in the following form, signed manually or as provided in Priorities Regulation No. 7 (§ 944.27) by an official duly authorized for such purposes:

The undersigned hereby certifies that he is familiar with the terms of Conservation Order No. M-99, and is not prohibited thereby from receiving the material hereby ordered.

(Name of person)

By _____
(Duly Authorized Official)

(3) No person shall sell, deliver or otherwise dispose of any plates or restricted metal for conversion into plates or for use in the printing process, unless the purchase or other order shall contain thereon the endorsement required by subparagraph (2) of this paragraph (c).

(d) *Disposition of obsolete plates.* Any person owning obsolete plates may sell or deliver the same to any scrap metal dealer, secondary smelter, or refiner authorized to receive the same under the provisions of any order or regulation of the War Production Board.

(e) [Paragraph (e) deleted from this order August 28, 1943. Provisions covering the subject matter of this paragraph are now to be found in Conservation Order M-339.]

(f) [Paragraph (f) deleted from this order August 28, 1943. Provisions covering the subject matter of this paragraph are now to be found in Conservation Order M-339.]

(g) *Miscellaneous provisions—*(1) *Applicability of Priorities Regulation 1.* This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1, as amended from time to time, except to the

extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(2) *Reports.* All persons affected by this order shall execute and file with the War Production Board such further reports and questionnaires as the War Production Board shall from time to time require.

(3) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records of their inventory and sales of obsolete plates, subject to the inspection of the duly authorized representative of the War Production Board.

(4) *Appeal.* Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, may appeal to the War Production Board, setting forth the pertinent facts and the reasons he considers he is entitled to relief.

(5) *Communications to War Production Board.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Printing and Publishing Branch, Washington 25, D. C. Ref.: M-99.

(6) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14088; Filed, August 28, 1943;
3:27 p. m.]

PART 3133—PRINTING AND PUBLISHING

[Conservation Order M-339]

COPPER AND ZINC FOR PRINTING PLATES

The fulfillment of the requirements for the defense of the United States has created a shortage in the supply of copper, zinc and paper for the production of printed matter for defense; for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3133.30 Conservation Order M-339—

(a) *Definitions.* Meaning of terms used in this order:

(1) A person "uses" copper, copper-base alloy, copper scrap, copper-base alloy scrap, or zinc when he first changes its form or shape in the production of printing plates by putting it into an electrolytic bath or etching or engraving it or re-using it in any way.

(2) The term "copper" as used hereafter includes copper, copper-base alloy, copper scrap and copper-base alloy scrap.

(3) The term "printing plate" means any kind or shape of printing or marking plate containing copper or zinc except plates made in plants or offices whose sole processing of plates is for use in connection with office machinery as listed in General Limitation Order L-54-c as amended from time to time.

(b) *Limitation on the use of zinc.*

(1) In any calendar quarter after the second quarter of 1943, no person shall use more zinc in the production of printing plates than 50%, by weight, of the zinc which he used in the production of such plates during the same quarter of 1941. However, a person may use an additional 15% during one calendar quarter if he uses that much less during the next quarter. Also, if he uses less than this order allows for one quarter, he may increase his use in the next quarter by that amount.

(2) No person shall deliver zinc to any plate-maker and no plate-maker shall accept zinc, except to fill an order carrying an authorized preference rating of AA-5 or higher.

(c) *General Limitations on the use of copper.* In any calendar quarter after the second quarter of 1943, no person shall use more copper in the production of printing plates than 60%, by weight, of the copper which he used in the production of such plates during the same quarter of 1940. However, a person may use an additional 15% during one calendar quarter if he uses that much less during the next quarter. Also, if he uses less than this order allows for one quarter, he may increase his use in the next quarter by that amount.

(d) *Further provisions regarding the use of copper in certain processes—(1) Photoengraving.* In order to liquidate inventories of 16-gauge photoengravers' sheet copper which are now in the possession of photoengravers and suppliers, 25 percent of the weight of any copper finished as 16-gauge photoengravers' sheet before July 1, 1943 which a photoengraver uses after that date, shall not be counted in computing his allowed usage under paragraph (c) of this order. In other words, a photoengraver may use four pounds of such 16-gauge copper but he need charge only three pounds of the four against his allowable usage.

(2) *Electrotyping and gravure plate-making.* (i) For the third calendar quarter of 1943, three pounds or more out of every four pounds of copper used for electrotyping and gravure plate-making must be in the form of old printing plates or other copper scrap derived from plate-making operations. For the fourth calendar quarter of 1943 and for each calendar quarter after that, one pound or more out of every two pounds of copper used for electrotyping and gravure plate-making must be in the form of old printing plates or other copper scrap derived from plate-making operations.

(ii) If, in any calendar quarter, 95% or more of the copper which a person uses for electrotyping and gravure plate-

making is in the form of old plates or other scrap derived from plate-making operations, he will be allowed a "bonus" equal to 10% of the copper which he used in that quarter for electrotyping and gravure plate-making. This "bonus" must be used in the form of old plates or other scrap derived from plate-making operations. It may not be used after the end of the quarter following the one in which it was "earned."

(iii) The delivery, acceptance and use of copper scrap for electrotyping and gravure plate-making, even when the scrap results from the plate-making operations of a person's own plant, is subject to approval under Supplementary Order M-9-b as amended from time to time.

(3) *Copperplate engraving.* (i) A person's entire allowable usage of copper for copperplate engravings must be composed of sheets which were in his possession on December 31, 1942 or old engraved plates, or a combination of the two.

(ii) Each copperplate engraver must deliver to a scrap dealer, or other person authorized by the War Production Board to accept the scrap, at least three pounds of old copperplate engravings for each pound of copper sheet or old engraved plates used by him in making new copperplate engravings. Such delivery must be made not later than fifteen days after the end of the calendar quarter in which the copper was used for this purpose. This paragraph exempts copperplate engravers from the provisions of Order M-9-b relating to the acceptance, delivery and use of old copperplate engravings in the production of new engraved plates.

(e) *Exceptions regarding copper and zinc.* (1) When plates are ordered by any department or agency of the United States Government or when plates are made exclusively for printed matter which is ordered directly from the producer of such printed matter, by any department or agency of the United States Government, the copper or zinc used in such plates need not be counted in estimating the plate-maker's allowable usage under paragraph (b) or (c) of this order if the purchase order is endorsed as provided in the following paragraph. This exemption shall not apply when the order for printed matter is placed by any person other than a department or agency of the United States Government even when the printed matter is delivered to such department or agency in the fulfillment of a government contract.

(2) Each person who orders plates for the purposes described in the first sentence of paragraph (e) (1) shall endorse on the purchase order for such plates a statement in substantially the following form signed manually, or as provided in Priorities Regulation No. 7 (§ 944.27), by an official duly authorized for such purpose:

The undersigned hereby certifies that the plates covered by this order are to be used in the production of printed matter as described in the first sentence of paragraph (e) (1) of Order M-339, such plates or printed

matter being ordered, by a department or agency of the United States Government under Contract No. _____

Name of person.

Duly authorized official.

(3) The gross weight of copper and of zinc used to fill orders endorsed in the manner set forth in the previous paragraph shall be reported to the Printing and Publishing Division of the War Production Board once every calendar quarter. Persons who apply for copper on Form CMP 4B or for zinc on Form PD-1A shall make this report in a letter attached to such application. Persons who do not apply on these forms shall report by letter not later than fifteen days after the end of each calendar quarter. The report shall state the weight of the metal and whether it is copper, zinc or electrotyping metal. In the case of electrotyping metal, the gross weight of the plates, including backing metal, shall be stated. The original records must be kept on file as long as this order remains in force and for two years after that. This reporting provision has been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(f) *Effect of allocations, preference ratings, and inventories.* Notwithstanding any allocation number or symbol or any preference rating which may be extended to any person or which may be granted to any person on specific application or by any blanket symbol or rating procedure, the provisions of this order shall prevail with relation to the amount of copper and zinc which may be used by any person in the production of printing plates. The fact that a person has an inventory of copper or zinc, or an allocation or rating for copper or zinc, in excess of his allowable usage, or that he has received permission under Order M-9-b for the use of copper scrap does not justify his use of such copper or zinc in excess of his allowable usage as prescribed by this order.

(g) *Miscellaneous provisions.*—(1) *Applicability of regulations.* This order and all transactions affected by it are subject to the regulations of the War Production Board, as amended from time to time.

(2) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter referring to the particular provisions appealed from and stating fully the grounds of the appeal.

(3) *Communications to the War Production Board.* All communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Printing & Publishing Division, Washington, D. C. Ref.: M.-339.

(h) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control

and may be deprived of priorities assistance.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14089; Filed, August 28, 1943;
3:27 p. m.]

PART 3154—**HARDWARE SIMPLIFICATION**
[Schedule II to Limitation Order L-236]

MARINE JOINER HARDWARE

§ 3154.3 *Schedule II to Limitation Order L-236*—(a) *Definitions.* For the purpose of this schedule:

(1) "Producer" means any person who manufactures, fabricates, assembles, melts, casts, extrudes, rolls, turns, spins, finishes, or otherwise processes Marine Joiner Hardware.

(2) "Marine joiner hardware" means locks; latches; door and cabinet trim including escutcheons, bolts, hooks, knobs, levers, tee handles, roses and turn pieces; butts and hinges; spring and floor hinges; door bumpers, closers and holders; dutch door sets; and miscellaneous hardware; as listed in Tables I through V of this Schedule, designed and constructed for marine use.

(3) "Marine use" means use on any commercial tugboat, cargo, combat, commercial fishing, passenger, transport ship or vessel.

(4) "Magnetic circle" means a circle on a ship or vessel having the ship's compass as its center and within which circle the presence of marine joiner hardware containing ferrous metal would influence the operation of the compass.

(5) "Secondary brass and secondary bronze" means a brass or bronze alloy which is produced without the use of refined copper or refined tin.

(b) *Simplified practices.* Pursuant to Limitation Order L-236 the sizes, styles, numbers, types, grades and materials set forth in this schedule and Tables I through V are established for the manufacture, fabrication or assembly of items of marine joiner hardware listed in these tables.

(c) *Effective date of simplified practices.* After the 27th day of September, 1943 no producer shall manufacture marine joiner hardware set forth in Tables I through V of this schedule which fails to conform with the simplified practices established by paragraph (b) of this schedule.

(d) *Exclusions from provisions of this schedule.* Manufacture, fabrication or assembly of the following is not limited or restricted by this schedule:

(1) Parts manufactured, fabricated or assembled for the purpose of repair of marine joiner hardware.

(2) Marine joiner hardware manufactured, fabricated or assembled from material or parts in the possession of the producer on or before the 28th day of August, 1943.

(3) Marine joiner hardware manufactured to fill a contract of the Army, Navy, Maritime Commission or War Shipping Administration, when such contract has

been executed prior to the 28th day of August 1943.

(e) *Exceptions to provisions of Table I of this schedule.* Notwithstanding the restrictions established in Table I of this schedule as to the use of material, marine joiner hardware:

(1) Shall be furnished in non-ferrous metal where its installation is within the magnetic circle, and

(2) May be furnished in secondary brass or secondary bronze for application on exterior parts of a ship or vessel.

(f) *List of locks and latches to be produced under Table II of this schedule.* On or before the 17th day of September 1943 each producer shall file Form WPB-1902 (formerly PD-754) with the War Production Board, Building Materials Division, Washington 25, D. C., Ref L-236, listing the catalog number, size and style of each lock or latch listed in Table II of this schedule to be produced by him.

(g) *Reporting and application provisions.* The reporting requirements of paragraph (f) and the application provisions prescribed in paragraph (g) have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

TABLE I—**MATERIALS PERMITTED**

(Subject to permissible exceptions in (e) of this schedule)

Mortise locks and latches, shall have cases and caps of secondary brass, secondary bronze, or malleable iron; fronts of wrought steel, cast iron, or malleable iron; strikes of wrought steel or malleable iron; latch bolts of secondary brass or secondary bronze; cylinders of brass or bronze; springs of phosphor bronze; cylinder keys of leaded brass; bit keys of ferrous metal or secondary brass.

Rim locks and latches, shall have cases, caps and strikes of secondary brass, secondary bronze or malleable iron; latch bolts of secondary brass or secondary bronze; cylinders of brass or bronze; springs of phosphor bronze; cylinder keys of leaded brass; bit keys of ferrous metal.

Rim cylinder night latches, shall have cases and strikes of cast iron or malleable iron; caps of steel; latch bolts of secondary brass or secondary bronze; cylinders of brass or bronze; springs of phosphor bronze; keys of leaded brass.

Cabinet locks, shall be steel with zinc die cast or brass cylinders.

Door knobs, shall be cast iron, malleable iron, wrought steel or plastics. A small secondary brass bushing or ferrule may be fitted into the knob when used with steel spindle.

Wardrobe knobs, shall be steel or plastics.

Turn knobs, shall be secondary brass, secondary bronze, malleable iron, or plastics.

Lever handles and quadrants for sliding doors, shall be secondary brass, secondary bronze, or malleable iron.

Spindles, shall be steel.

Roses, shall be wrought steel or cast iron. *Key plates or escutcheons,* shall be wrought steel, cast iron or plastics.

Butts and hinges (except as permitted in Table IV), shall be steel.

Door closers, shall be standard commercial type, (cast iron body).

Door bumpers, shall be steel or malleable iron with scrap rubber or felt tip. When furnished with anti-rattle hook or with double

swivel hook, swivel joint and pin shall be secondary brass or secondary bronze.

Cabin door hooks or ajar hooks, shall be steel or malleable iron; swivel joints and pins shall be secondary brass or secondary bronze.

Anti-rattlers, shall be secondary brass or secondary bronze.

Lavatory bolts, plates or strikes, shall be steel or cast iron.

Bolts for double doors, shall be steel.

Bolts for Dutch doors, shall be steel, cast iron or malleable iron.

Dutch door brackets. Arms shall be steel. Brackets shall be secondary brass, secondary bronze, or malleable iron. Pins shall be brass or bronze.

Tee-handles for furniture, shall be cast iron or plastics.

Name plates, shall be cast iron or plastics. *Keys tags and links*. Tags shall be fibre or plastics. Links shall be steel.

Coat and hat hooks, shall be cast iron, malleable iron or plastics.

All items made of ferrous metal may be furnished galvanized or zinc coated.

TABLE II—LOCKS AND LATCHES

Production shall be limited to one size and style for each manufacturer in each lock or latch described functionally in this table, except locks required for metal doors which may be made to template.

Locks and latches keyed alike shall be furnished with not more than one key per lock or latch. Other locks and latches shall be furnished with not more than two keys per lock or latch. Only six master keys may be furnished with each group of locks or latches when required to be master keyed.

Cylindrical locks and latches with comparable functions may be substituted for mortise locks and latches described herein after.

1. Mortise cylinder lock:
Latch bolt—Swing type.
Cylinder—1.
Operation—Latch bolt by knobs from either side, dead bolt by key from outside and turn piece inside.
NOTE: Inside cylinder in place of turn piece will be permitted where necessary.
2. Mortise cylinder lock:
Latch bolt—Slide type.
Cylinder—1.
Operation—Latch bolt by knobs from either side, dead bolt by key from outside and turn piece inside.
NOTE: Inside cylinder in place of turn piece will be permitted where necessary.
3. Mortise cylinder lock (panic proof):
Construction—Latch bolt only.
Latch bolt—Swing or slide type.
Cylinder—1.
Operation—Latch bolt by key from outside and by knob at all times from inside. Inside turn piece dead locks latch bolt but is automatically released when inside knob is operated. Outside knob always rigid.
- 3A. Mortise cylinder lock (panic proof):
Construction—Latch bolt and dead bolt.
Latch bolt—Slide type.
Cylinder—1.
Operation—Latch bolt and dead bolt by key from outside and by knob at all times from inside. Inside turn piece throws dead bolt but is automatically released when inside knob is operated. Outside knob always rigid.
4. Mortise cylinder lock:
Latch—Antifriction type.
Auxiliary latch—Swing or slide type.
Operation—Latch bolt by knobs from either side except when outside knob is made rigid by stops in face then by key from outside. Inside knob always free. Auxiliary latch dead locks latch bolt.
5. Mortise cylinder lock or latch (fire doors):
Latch—Antifriction type $\frac{3}{4}$ " throw.
Auxiliary latch—Swing or slide type.

Cylinder—1.

Operation—Latch bolt by knobs from either side except when outside knob is made rigid by stops in face, then by key from outside. Inside knob always free. Auxiliary latch dead locks latch bolt.

6. Mortise cylinder dead lock:

Operation—Dead bolt by key only from outside and by turn piece from inside.

6A. Mortise cylinder dead lock—2 cylinder:

Operation—Dead bolt by key only from both sides.

7. Rim cylinder lock (inboard and outboard swing):

Cylinder—1.

Operation—Latch bolt by knobs from either side at all times. Dead bolt by key from outside and turn knob from inside.

8. Bit key mortise lock:

Construction—Easy spring.

Latch—Swing type.

Operation—Latch bolt by knobs from either side. Dead bolt by key from either side.

9. Bit key rim lock, flange type (wood doors):

Latch—Swing type.

Operation—Latch bolt by knobs from either side. Dead bolt by key from either side.

10. Bit key rim lock (steel plate doors):

Operation—Latch bolt by knobs from either side. Dead bolt by key from outside and turn piece or key from inside.

11. Cylinder rim lock:

Latch—Swing type.

Operation—Latch bolt by knobs from either side. Dead bolt by key from outside and turn knob from inside.

12. Mortise communicating door lock:

Latch—Swing or slide type.

Operation—Latch bolt by knobs from either side. Split dead bolt by turn pieces from either side.

13. Mortise bathroom lock:

Latch—Swing or slide type.

Operation—Latch bolt by knobs from either side. Dead bolt by turn piece from inside and emergency key from outside.

13A. Mortise bathroom lock (panic proof):

Latch—Swing or slide type.

Operation—Latch bolt by knobs from either side except when outside knob is dead locked by inside turn piece. If turn piece has been thrown operation of the inside knob automatically releases the latch bolt. Access by emergency key from outside.

14. Mortise knob latch:

Latch—Slide type.

Operation—Latch bolt by knobs from either side.

15. Rim latch for steel plate doors and wood doors:

Latch—Swing or slide type.

Operation—Latch bolt by knobs from either side at all times.

16. Mortise latch for screen doors:

Latch—Swing or slide type.

Operation—Latch bolt by knob, lever handle or tee handle from either side.

17. Rim wardrobe latch:

Latch—Slide type.

Operation—Latch bolt by knobs from either side, or by knob outside and closet spindle inside.

18. Rim cylinder night latch:

Cylinder—1.

Operation—By key from outside and turn knob inside. Stop can be set to hold latch retracted.

19. Rim cylinder dead lock:

Operation—By key from outside and turn knob inside. Stop can be set to hold latch retracted.

20. Mortise sliding door locks:

Cylinder—1 or 2.

Operation—Latch bolt by knobs or by vertical lever handles, except when dead locked by cylinder from either side.

NOTE: Lever handles or tee handles may be substituted for knobs when necessary in any of the above locks and latches.

TABLE III—DOOR AND CABINET TRIM (ESCUTCHEONS, BOLTS, HOOKS, KNOBS, LEVERS, TEE HANDLES, ROSES AND TURN PIECES)

1. Key plates or escutcheons:
Key plates, approximately $1\frac{3}{4}$ " x $1\frac{1}{4}$ ".
Escutcheons, approximately 8" x $2\frac{1}{4}$ ".
Escutcheons for screen doors, approximately 4" x $1\frac{3}{8}$ ".
2. Door bolts, square—6" (approximate weight per doz. 6 $\frac{1}{4}$ lb.):
Square neck—4" (approximate weight per doz. 4 lb.).
Lavatory throw bolts—Approximately $2\frac{1}{8}$ " x $\frac{3}{4}$ " (3% bar).
3. Cabin door hooks—Navy type 42-H-5b limited to sizes $3\frac{1}{2}$ " or 4", 5", 6", and 8", to be furnished with two eyes where required:
Ajar hooks—As Navy Type 42-H-5b with two eyes. (8" narrow base).
4. Knobs—ellipsoid type approximately $2\frac{1}{2}$ " x $1\frac{3}{4}$ " (Marine type attachment to spindle):
Knob and lever for screen door sets—Knob approximately $1\frac{3}{4}$ ", lever approximately 2" long.
Knob and closet spindle for wardrobe sets—Knob approximately $1\frac{3}{4}$ ", closet turn approximately $1\frac{3}{8}$ ".
5. Vertical lever handles and quadrant for sliding doors—Levers approximately $5\frac{1}{4}$ " x $2\frac{1}{4}$ ", quadrant approximately $3\frac{1}{2}$ " x 1".
6. Tee-Handles—Limited to two sizes.
7. Roses—2" round.
8. Turn pieces—Oval plate approximately $1\frac{3}{4}$ " x $1\frac{1}{4}$ " (crescent turn).

TABLE IV—BUTTS AND HINGES, SPRING AND FLOOR HINGES, DOOR CLOSERS, DOOR BUMPERS, DUTCH DOOR SETS

1. Butts, hinges, spring hinges, floor hinges—
Sizes are limited to those permitted in Tables 1, 2, 3 and 9 of Schedule I of Limitation Order L-236. All permitted butts shall have brass pins and button tips.
In addition the following butts are permitted:
Navy Type 42-H-34c Tapered or Flat Leaves:
3 x $2\frac{3}{4}$
 $3\frac{1}{2}$ x 3
 $3\frac{1}{2}$ x $3\frac{1}{2}$
4 x 3
4 x 4
5 x 4
5 x 5
 $5\frac{1}{2}$ x $4\frac{1}{2}$ (Extra Heavy)
In addition the following spring hinges are permitted:
4" half surface spring hinge (similar to Bommer No. 10,001).
3" x 2" half surface spring cabinet hinge.
2. Door closers—Closers shall be limited in use only to those installations as recommended in the specifications of the Navy, Maritime Commission and Army Engineers.
3. Door bumpers—Limited to one size without anti-rattle hook. Door bumpers with holders—Limited to two sizes with anti-rattle hook.
4. Dutch door sets—Set to consist of not more than two stay arms approximately 11" long, 1 pr. 2 x 2 tight pin butts approximate weight 5 $\frac{1}{2}$ oz. per pair, 2 only friction catches approximately $\frac{3}{4}$ " x $\frac{3}{8}$ ".

TABLE V—MISCELLANEOUS (NAME PLATES, SASH ANTI-RATTLER, SIDE SASH FASTENERS, WARDROBE & STATE ROOM HOOKS, PADLOCKS AND CABINET LOCKS, KEY TAGS, RINGS, & LINKS)

1. Name plates—Shall be limited to one design for each manufacturer. Approximate width 1", length as required by lettering.
2. Sash anti-rattlers—Limited to one size and one design.

3. *Side sash fasteners*.—Limited to one size and one type. Furnished with either continuous strikes or single strikes.
4. *Wardrobe & stateroom hooks*.—Two prong type, approximate size projection $1\frac{1}{4}$ ". Approximate weight 3 oz. each. Navy size two prong type, approximate base $1\frac{3}{4}$ " x $1\frac{1}{4}$ ", projection $3\frac{1}{2}$ ", weight $6\frac{1}{2}$ oz. each.
5. *Cabinet locks and padlocks*.—Sizes are limited to those permitted in Tables 13 and 14 of Schedule I of Limitation Order L-236. Cabinet locks and padlocks keyed alike shall be furnished with not more than one key per cabinet lock or padlock.
6. *Key tags, rings, & links*.—Key tags, approximately 1". Connecting link to be "S" type, approximately 1".

[F. R. Doc. 43-14090; Filed, August 28, 1943; 3:27 p. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[Interpretation 15 to CMP Reg. 1]

CONFLICT IN PRODUCTION SCHEDULES OF CLASS A CIVILIAN TYPE END PRODUCTS

The following Interpretation 15 is issued with respect to CMP Regulation 1.

In § 3175.1 (a) paragraph (q) of CMP Regulation No. 1 provides that where a manufacturer discovers a conflict between accepted production schedules received from different persons, he should report the matter to the appropriate Industry Division (or Claimant Agency under certain circumstances) for instructions.

(b) Under the provisions of this paragraph, a manufacturer of a Class A civilian type end product who has received allotments and an authorized production schedule from various Claimant Agencies and from an Industry Division of the War Production Board, and who discovers, because of labor shortage, lack of capacity, delays in delivery of material, or other causes, that he is unable to meet both authorized production schedules, should report the details of this conflict to the appropriate Industry Division so it can furnish directions.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14091; Filed, August 28, 1943; 3:27 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD¹

[Limitation Order L-120 as Amended August 28, 1943]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply for defense, for private account and for export, of wood pulp and other materials and facilities used in the manufacture and distribution of paper, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3281.15¹ Limitation Order L-120—

(a) *Issuance of schedules for the standardization and simplification of paper*. War Production Board may from time to time issue schedules prescribing

¹ Formerly § 1223.1 of Part 1223.

simplified and standardized practices and specifications for the manufacture, put up and manufacturer's packaging of paper, with particular respect to grades, weights, sizes, colors, coatings finish, furnish, markings, minimum manufacturing quantities, quantity of sheets per unit, size and shape of roll or pack, and any other detail or condition of manufacture, put up or manufacturer's packaging. From and after the effective date of any such schedule, and until such schedule may expire by its own terms or be revoked by the War Production Board, no person shall manufacture any paper with respect to which such schedule prescribes such practices or specifications otherwise than according to such practices and specifications.

(b) *Appeals*. Any appeal from the provisions of this order or of any schedule hereto shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(c) *Applicability of regulations*. This order and all transactions affected by this order or any Schedule hereto are subject to all applicable regulations of the War Production Board, as amended from time to time, except to the extent of any inconsistency, in which event the provisions of this order or of such schedule shall govern.

(d) *Communications to War Production Board*. All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Pulp and Paper Division, Washington 25, D. C. Ref: L-120.

(e) *Violations*. Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14092; Filed, August 28, 1943; 3:29 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD¹

[Schedule I as Amended August 28, 1943 to Limitation Order L-120]

PAPER AND PAPERBOARD FOR USE IN COMMERCIAL PRINTING

§ 3281.17 Schedule I to Limitation Order L-120—(a) Definitions. For the

¹ Formerly § 1223.2 of Part 1223.

purpose of this schedule, including the Appendix:

(1) The term "paper and paperboard" means and is limited to the kinds of paper and paperboard commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) The term "paper and paperboard for use in commercial printing" means all paper and paperboard commonly manufactured and distributed for use in printing, including but not limited to the printing of house organs, music, labels and posters; and excluding only those manufactured and distributed for use in printing newspapers and magazines, pamphlets published for resale, and books, or for conversion into another paper product or products otherwise than by printing.

(3) A "grade" means one particular quality within a kind of paper or paperboard such grade having the essential properties peculiar to such kind and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any common property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper or paperboard, or coating shall not be considered as resulting in a different grade.

(4) "Color" means any hue of the spectrum, including but not limited to ivory, India and green-white tints, and black, but not including white.

(5) The term "basis weight" means the weight in pounds per 500 sheets in the size indicated under the appropriate caption, or the equivalent weight of 500 sheets in any other size figured proportionately to the size specified.

(6) The term "thickness" means the thickness of a sheet of paper or paperboard expressed either in terms of plies or in terms of thousandths of an inch measured by the Cady Micrometer.

(7) An "item" means a quantity of paper or paperboard all of which is of the same size, grain, basis weight, finish, color and grade.

(8) The term "standard" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, a grade and color selected and a basis weight or thickness, and size specified under A of the appropriate caption in the appendix below.

(9) The term "special" as applied to grade, color, basis weight, and size means, with respect to each manufacturer,

turer, any grade, color, basis weight, thickness or size that is not standard.

(10) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one printer or consumer.

(11) The term "manufacture" includes all making and finishing operations prior to packaging or packing, including pasting whether by a primary manufacturer or otherwise.

(12) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers or paperboards subject to this schedule.* It shall be the duty of each person who manufactures paper or paperboard to determine in the first instance, but subject to review and official classification by the War Production Board at any time thereafter, under which caption, if any, of the Appendix belongs each of the "paper and paperboard for use in commercial printing" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the War Production Board the designation by which the manufacturer heretofore identified or distributed the paper or paperboard in question, the common designation in the paper trade of similar papers or paperboards selling within the same general price range as the paper or paperboard in question, and the common designation in the paper trade of papers or paperboards possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper or paperboard in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "paper or paperboard for use in commercial printing", or whether a particular kind of paper or paperboard is such a paper or paperboard at all or belongs under any caption of the Appendix to this schedule, he may apply to the War Production Board, in writing, for an official classification of such paper or paperboard, submitting with his application representative samples of the grade or grades in which he manufactures such paper or paperboard, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within

which it is sold, and the types of paper or paperboard with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The War Production Board may on its own motion review a manufacturer's classification and substitute therefore an official classification. In any event, an official classification by the War Production Board by telegram or notice in writing sent to the manufacturer, shall, unless and until the War Production Board shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "paper or paperboard for use in commercial printing", shall select such "grade" or "grades" (if selection is indicated under the appropriate caption and has not already been made by him), not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture, and shall forthwith notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board, in writing, the original selection shall remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted with respect to a particular grade of a kind of "paper and paperboard for use in commercial printing", to select a number of colors and such selection is indicated and has not already been reported by him, each person desiring to manufacture such grade in colors shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing, the original selection shall remain binding.

(e) *General limitations.* No person shall manufacture any kind of "paper or paperboard for use in commercial printing" in any grade, color, basis weight, or size other than those specified or selected as standard under A of the appropriate caption of the Appendix (where such standards are specified or selected under

A of the appropriate caption), or contrary to any other provision under the appropriate caption. This general rule is, however, subject to the following exceptions:

(1) Tolerances and variations are permitted to the extent provided in paragraph (f).

(2) Cutting and slitting to various sizes are permitted to the extent provided in paragraph (g).

(3) Special provision is made for "jobs" and "seconds" in paragraph (h).

(4) Special provision is made for export orders in paragraph (i).

(5) Exceptions are made for "special making orders" under certain captions of the Appendix. However, regardless of these exceptions where special making orders are so permitted under any caption, the basis weight or thickness must not exceed the heaviest standard basis weight or thickness permitted under A of such caption.

(6) Paper or paperboard in process of manufacture on September 1, 1943, and conforming to the requirements of this order prior to the amendment effective that date, may be completed otherwise than by pasting.

(7) Paper or paperboard may be manufactured in any basis weight or thickness permitted for a particular use by any subsequent order, provided the basis weight or thickness does not exceed the maximum specified by the War Production Board for such use, and provided all other provisions of this or such subsequent order are fully complied with.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of the kind of paper or paperboard under each caption and to the normal variations in quantity manufactured customarily acceptable in the paper trade for such kind. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive underrun, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for rolls; however, a special sheet size may not be cut from

a standard or special roll size except in a quantity and under the conditions, if any, applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds" resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture "paper and paperboard" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper or paperboard is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing from the War Production Board sell in the domestic market) any "kind" of "paper or paperboard for use in commercial printing" in any size, basis weight or thickness required, regardless of quantity, provided all other provisions of this schedule are complied with and (if the basis weight or thickness is heavier than permitted) such person has received permission in writing from the War Production Board to manufacture the particular order in question in such heavier basis weight.

(j) *Records and reports.*—(1) *Standard samples.* Each person who manufactures any kind of "paper or paperboard for use in commercial printing" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders.* On and after September 1, 1943, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one printer or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(3) *Export orders.* On and after September 1, 1943 each person who manufactures "paper or paperboard for use in

commercial printing" for export shall require from the buyer a statement on his purchase order to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(k) *Effective date.* This revised schedule shall take effect on September 1, 1943.

NOTE: The reporting requirements of paragraphs (c) and (d) have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX TO REVISED SCHEDULE I

STANDARDIZATION AND SIMPLIFICATION OF BOOK PAPERS FOR USE IN COMMERCIAL PRINTING

UNCOATED ENGLISH (MACHINE) FINISH BOOK PAPERS

NOTE: Caption amended August 28, 1943.

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) *Standard Grades:* Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) *Standard Colors:* In one of the grades selected under A (1), White and India only. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) *Standard Basis Weights (per 500 sheets 25" x 38"):* 30, 35, 40, 45; and, if for use in printing sheet music, basis weight 85, provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for use in printing sheet music. The manufacturer shall keep such statement together with a complete record of the order readily available for inspection by the War Production Board.

(4) *Standard Sizes (in inches):* Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:*

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either white or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing Schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Basis Weights below 30 pound. No restriction on grade, basis weights or sizes in basis weights below 30 pound.

UNCOATED BOOK PAPERS, SUPERCALENDERED

NOTE: Caption amended August 28, 1943.

A. *Grades, Colors, Weights and Sizes for regular manufacture:*

(1) *Standard Grades:* Not more than two, selected according to paragraph (c) of the foregoing schedule, provided they correspond to the two selected for Uncoated English (Machine) Finish Book Papers.

(2) *Standard Colors:* In one of the grades selected under A (1), White and India only. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) *Standard Basis Weights (per 500 sheets 25" x 38"):* 40, 45, 50.

(4) *Standard Sizes (in inches):* Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:*

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing Schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

ANTIQUE (EGGSHELL) FINISH BOOK PAPERS

NOTE: Caption amended August 28, 1943.

A. Grades, Colors, Weights and Sizes for regular manufacture.

(1) Standard grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(2) Standard colors: In one of the grades selected under A (1), White and India only. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard basis weights (per 500 sheets 25" x 38"): 40, 45, 60; and, if in a standard watermarked text grade, basis weight 60.

(4) Standard sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing Schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

UNCOATED OFFSET BOOK PAPERS

A. Grades, colors, weights and sizes for regular manufacture.

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: The grade selected under A (1) may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard basis weights (per 500 sheets 25" x 38"): 50, 60; and, if for use in multicolor printing on an offset press, 65 provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for use in multicolor printing on an offset press. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

Sheets: 22½ x 35, 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50, 41 x 54, 44 x 64.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) No laid mark or other watermarks permitted.

(7) No supercalendered Offset Paper permitted.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing Schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight, in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) A laid mark or other watermark may be incorporated in a special making order of 5,000 pounds or more of any item conforming to the other conditions of this caption.

(7) A Supercalender Finish may be applied to fill a special making order for 2,000 pounds or more of any item conforming to the other conditions of this caption.

PROCESS (MACHINE) COATED BOOK PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture.

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

NOTE: A person may, upon application to and approval by the War Production Board select for regular manufacture not more than 2 additional grades of Process (Machine) Coated Book Papers, each in lieu of a grade of Glossy Coated Two Sides Book Papers and, if his application is granted, may not thereafter, unless and until permitted by the War Production Board, regularly manufacture the grade or grades of Glossy Coated Two Sides Book Papers thus replaced.

(2) Standard Colors: White only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 45, 50, 60.

(4) Standard Sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

COATED ONE SIDE BOOK PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture.

(1) Standard Grades: Not more than one grade of body stock to which may be applied two grades of coating, selected according to paragraph (c) of the foregoing schedule, one for general use and the other suitable for varnishing and gloss ink printing.

(2) Standard Colors: White only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 50, 60; and, if for use in printing cigarette cups, basis weight 70, provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for use in printing cigarette cups.

The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 24, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Special Coating Formulae: Any glossy coated one side coating formula may be applied to the one grade of body stock permitted under A (1) to fill a special making order:

(a) In 5,000 pounds or more of one item in White only, and in any basis weight permitted under A (3); or

(b) In 10,000 pounds or more of White or any one color, standard or special, and in any one basis weight permitted, standard or special, with at least 5,000 pounds of each item.

GLOSSY COATED TWO SIDES BOOK PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In each of two of the grades selected under A (1), White and either India or Ivory but not both. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 60, 70.

(4) Standard Sizes (in inches): Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a

special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Special Coating Formulae: Any glossy coated two sides coating formula may be applied to a grade of body stock regularly manufactured under A (1) to fill a special making order:

(a) In 5,000 pounds or more of one item in White only, and in any basis weight permitted under A (3); or

(b) In 10,000 pounds or more of White or any one color, standard or special, and in any one basis weight permitted, standard or special, and with at least 5,000 pounds of each item.

(6) Glossy Coated One Side: Any body stock and coating used for a standard grade of Glossy Coated Two Sides Book Papers may be used to manufacture a similar grade coated one side to fill a special making order, provided that:

(a) The quantity of each basis weight permitted for coated one side is at least 10,000 pounds; and

(b) The quantity of each item is at least 5,000 pounds.

COATED TWO SIDES OFFSET PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White only.

(3) Standard basis weights (per 500 sheets 25" x 38"): 60, 70.

(4) Standard Sizes (in inches): Sheets: 22½ x 35, 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50, 41 x 54.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

DUPL. COATED BOOK PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: The grade selected under A (1) may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard basis weights (per 500 sheets 25" x 38"): 60, 70.

(4) Standard Sizes (in inches): Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

PLAIN COATED COVER PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: The grade selected under A (1) may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard basis weights (per 500 sheets 20" x 26"): 50, 60.

(4) Standard Sizes (in inches): Sheets: 29 x 26, 23 x 35, 26 x 40, 35 x 46.

Rolls: any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (10) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

BOGUS (TICKET) BRISTOL

Maximum basis weight permitted: 22½" x 28½" -120.

POSTER PAPERS

Maximum basis weight permitted: 25" x 38" -60.

COATED POSTCARD BRISTOL

Maximum thickness permitted: .011 of an inch.

GROUNDWOOD PRINTING PAPERS

(All Grades)

Maximum basis weights permitted: Machine finish: 25" x 38" -45, Antique finish: 25" x 38" -50, Supercalendered: 25" x 38" -50.

NOVEL NEWS

Maximum basis weight permitted: 24" x 36" -32.

NEWSPRINT

Maximum basis weight permitted: 24" x 36" -32.

GROUNDWOOD DIRECTORY PAPERS

Maximum basis weight permitted: 24" x 36" -28.

RAILROAD MANILA

Maximum basis weight permitted: 17" x 22" -16.

[F. R. Doc. 43-14093; Filed, August 28, 1943; 3:29 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD¹

[Schedule II as to Limitation Order L-120 Amended August 28, 1943]

PAPER FOR USE IN BOOK PUBLISHING

§ 3281.18¹ *Schedule II to Limitation Order L-120—(a) Definitions.* For the purpose of this schedule, including the Appendix:

(1) The term "paper" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) The term "paper for use in book publishing" means all "paper" commonly manufactured and distributed for use in books and in publishing pamphlets for resale.

(3) A "grade" means one particular quality within a kind of paper, such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper or coating shall not be considered as resulting in a different grade.

[Paragraphs (a) (1), (2) and (3) amended August 28, 1943.]

(4) "Color" means any hue of the spectrum, including but not limited to ivory, india and green-white tints, and black, but not including white.

(5) The term "basis weight" means the weight of a kind of paper in pounds per 500 sheets in the size indicated under the appropriate caption, or the equivalent weight of 500 sheets in any other size figured proportionately to the size specified.

(6) An "item" means a quantity of paper all of which is of the same size, grain, basis weight, finish, color and grade.

(7) The term "standard" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, a grade and color selected and a basis weight and size specified under A of the appropriate caption in the Appendix below.

(8) The term "special" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, any grade, color, basis weight or size that is not standard.

(9) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one printer or publisher.

(10) The term "manufacture" includes all making and finishing operations prior to packaging or packing, in-

¹ Formerly Part 1223, § 1223.3.

cluding pasting whether by a primary manufacturer or otherwise.

(11) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the War Production Board at any time thereafter, under which caption of the Appendix, if any, belongs each of the "papers for use in book publishing" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the War Production Board, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "paper for use in book publishing", or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the War Production Board, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The War Production Board may on its own motion review a manufacturer's classification and substitute therefor an official classification by the War Production Board by telegram or notice in writing sent to the manufacturer shall, unless and until the War Production Board shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

[Paragraph (b) amended August 28, 1943.]

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "paper for use in book publishing" shall, with respect to each such kind he manufactures select

such "grade" or "grades" thereof (if such selection is indicated under the appropriate caption and has not already been reported by him to the War Production Board), not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture, and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted, with respect to a particular grade of a kind of "paper for use in book publishing", to select a number of colors, and such selection is indicated and has not already been reported by him to the War Production Board, each person desiring to manufacture such grade in colors shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(e) *General limitations.* No person shall manufacture any kind of "paper for use in book publishing" in any grade, color, basis weight, or size other than those specified or selected as standard under A of the appropriate caption of the Appendix (where such standards are specified or selected under A of the appropriate caption), or contrary to any other provision under the appropriate caption. This general rule is, however, subject to the following exceptions:

(1) Any item the manufacture of which is permitted under Schedule I to Limitation Order L-120 may be manufactured for use in books or in publishing pamphlets for resale.

(2) Tolerances and variations are permitted to the extent provided in paragraph (f).

(3) Cutting and slitting to various sizes are permitted to the extent provided in paragraph (g).

(4) Special provision is made for "jobs" and "seconds" in paragraph (h).

(5) Special provision is made for export orders in paragraph (i).

(6) Exceptions are made for "special making orders" under certain captions of the appendix. However, regardless of these exceptions where special making orders are so permitted under any caption, the basis weight or thickness must not exceed the heaviest standard basis weight or thickness permitted under A of such caption.

(7) Paper in process of manufacture on September 1, 1943, and conforming to the requirements of this order prior to the amendment effective that date, may be completed otherwise than by pasting.

(8) Paper may be manufactured in any basis weight or thickness permitted for a particular use by any subsequent order, provided the basis weight or thickness does not exceed the maximum specified by the War Production Board for such use, and provided all other provisions of this or such subsequent order are fully complied with.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of the kind of paper under each caption and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive underrun, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions, if any, applying to a "special size" under B of the appropriate caption in the appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds", resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture paper according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job

lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing by the War Production Board sell in the domestic market) any kind of paper for use in book publishing in any size or basis weight required, regardless of quantity, provided all other provisions of this schedule are complied with and (if the basis weight is heavier than permitted by this schedule) such person has received permission in writing from the War Production Board to manufacture the particular order in question in such heavier basis weight.

(j) *Records and reports.* (1) *Standard samples.* Each person who manufactures any kind of "paper for use, in book publishing" shall keep readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders.* On and after September 1, 1943, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one printer or publisher, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(3) *Export orders.* On and after September 1, 1943, each person who manufactures "paper for use in book publishing" for export shall require from the buyer a statement on his purchase order to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942, and shall submit reports of such orders to the War Production Board as it may from time to time require.

(4) *Buyer's statement of use.* On and after September 1, 1943, each manufacturer, before filling any order for "paper for use in book publishing" manufac-

tured after September 1, 1943, shall require from the buyer a statement that such order is for use in books or in publishing pamphlets for resale, and shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board.

(k) This revised schedule shall take effect on September 1, 1943.

NOTE: The reporting requirements of WPB 1295 (formerly PD 589) have been approved by the Bureau of the Budget pursuant to Federal Reports Act of 1942.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX TO REVISED SCHEDULE II TO LIMITATION ORDER L-120

STANDARDIZATION AND SIMPLIFICATION OF PAPER FOR USE IN BOOK PUBLISHING

UNCOATED ENGLISH (MACHINE) FINISH BOOK PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In the grades selected under A (1), White and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 30, 35, 40, 45; and, if for use in printing text books for elementary school grades 1 and 2 or for juvenile books, basis weight 50, provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for such use. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 69.
Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either white or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

(5) Basis Weights below 30 pound. No restriction on grade, basis weights or sizes in basis weights below 30 pound.

UNCOATED BOOK PAPERS, SUPERCALENDERED

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, provided they correspond to the two selected for Uncoated English (Machine) Finish Book Papers.

(2) Standard Colors: In the grades selected under A (1), White and India Only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 40, 45, 50.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 69.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item.

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

ANTIQUÉ (EGGSHELL) FINISH BOOK PAPERS (INCLUDING HIGH BULK)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(A difference in bulk does not in itself constitute a difference in Grade.)

(2) Standard Colors: In the grades selected under A (1), White and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 40, 45, 50; and, if in a standard watermarked text grade, basis weight 60.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 69.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "Special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either white or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order provided that:

(a) The quantity of each special color is at least 20,000 pounds, in one grade; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

UNCOATED OFFSET BOOK PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In the grade selected under A (1), White and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 50, 60; and, if for use in multicolor printing on an offset press, 65, provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for use in multicolor printing on an offset press. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 54, 44 x 64, 50 x 68 1/4.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) No laid mark or other watermarks permitted.

(7) No supercalendered Offset Paper permitted.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

- (a) The quantity of each special color is at least 20,000 pounds in one grade; and
- (b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) A laid mark or other watermark may be incorporated in a special making order of 5,000 pounds or more of any item conforming to the other conditions of this caption.

(7) A Supercalender Finish may be applied to fill a special making order for 2,000 pounds or more of any item conforming to the other conditions of this caption.

COATED TWO SIDES BOOK PAPERS

(Including glossy coated, dull coated, and coated offset)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one in each of the three kinds included, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In the grade selected under A (1), White, and Ivory and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 60, 70.

(4) Standard Sizes (in inches):

Sheets:

38 x 50, 41 x 61, 44 x 66, 46 x 69.

Rolls:

Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

- (a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and
- (b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

- (a) The quantity of each special color is at least 20,000 pounds in one grade; and
- (b) The quantity of each permitted basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured, subject to the provisions of paragraph (e) of the foregoing schedule, to fill a

special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2), and (3) above.

PROCESS (MACHINE COATED) BOOK PAPERS

Maximum Basis Weight Permitted: 25" x 38"—60.

COATED ONE SIDE BOOK PAPERS

Maximum Basis Weight Permitted: 25" x 38"—60.

PLAIN COATED COVER

Maximum Basis Weight Permitted: 20" x 26"—60.

END LEAF PAPER

Maximum Basis Weight Permitted: 25" x 38"—80.

SCHOOL DRAWING PAPER

Maximum Basis Weight Permitted: 25" x 38"—50.

GROUNDWOOD PRINTING PAPERS

ALL GRADES

Maximum Basis Weights Permitted:

Machine Finish: 25" x 38"—45.

Antique Finish: 25" x 38"—50.

Supercalendered: 25" x 38"—50.

NOVEL NEWS

Maximum Basis Weight Permitted: 24" x 36"—32.

NEWSPRINT

Maximum Basis Weight Permitted: 24" x 36"—32.

GROUNDWOOD DIRECTORY PAPER

Maximum Basis Weight Permitted: 24" x 36"—28.

[F. R. Doc. 43-14094; Filed, August 28, 1943; 3:29 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD¹

[Schedule III to Limitation Order L-120, as Amended August 28, 1943]

FINE WRITING PAPERS

§ 3281.19¹ Schedule III to Limitation Order L-120—(a) Definitions. For the purpose of this schedule, including the Appendix:

(1) The term "fine writing papers" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) A "grade" means one particular quality within a kind of fine writing

¹ Formerly Part 1223, § 1223.4.

paper, such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper or coating shall not be considered as resulting in a different grade.

(3) "Color" means any hue of the spectrum, including but not limited to ivory, india and green-white tints, and black, but not including white.

NOTE: Former paragraphs (a) (5)–(a) (10) redesignated (a) (6)–(a) (11); paragraph (a) (5) added August 28, 1943.

(4) The term "substance weight" means the weight of a kind of fine writing paper in pounds per 500 sheets in the size indicated under the appropriate caption, or the equivalent weight of 500 sheets in any other size figured proportionately to the size specified.

(5) The term "thickness" means the thickness of a sheet of paper or paperboard expressed either in terms of plies or in terms of thousandths of an inch measured by the Cady Micrometer.

(6) An "item" means a quantity of paper all of which is of the same size, grain, substance weight, finish, color and grade.

(7) The term "standard" as applied to grade, color, substance weight, and size means, with respect to each manufacturer, a grade and color selected and a substance weight and size specified under A of the appropriate caption in the Appendix below.

(8) The term "special" as applied to grade, color, substance weight, and size means with respect to each manufacturer, any grade, color, substance weight or size that is not standard.

(9) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one printer, converter or consumer.

(10) The term "manufacture" includes all making and finishing operations prior to packaging or packing, including pasting whether by a primary manufacturer or otherwise.

(11) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other form of enterprise subject to a common executive or operating management or with a common sales organization.

(b) Identification of the papers subject to this schedule. It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the War Production Board at

any time thereafter, under which caption of the Appendix, if any, belongs each of the "fine writing papers" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the War Production Board, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "fine writing paper," or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the War Production Board, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The War Production Board may on its own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the War Production Board by telegram or notice in writing sent to the manufacturer shall, unless and until the War Production Board shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "fine writing paper" shall with respect to each such kind he manufactures, select such "grade" or "grades" thereof (if such selection is indicated under the appropriate caption and has not already been reported by him to the War Production Board) not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture, and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding. Each person who regularly manufactures any Extra 100 percent rag content grade of any kind of "fine writing paper" shall

notify, as above, the War Production Board thereof on Form WPB 1295 (formerly PD-589), stating, in addition, in what respect each such grade differs from his standard 100 percent rag grade, and submitting with his statement representative samples of each such grade and a list of sizes, weights and colors regularly manufactured.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted, with respect to a particular grade of a kind of "fine writing paper", to select a number of colors (each person desiring to manufacture such grade in colors and such selection is indicated and has not already been reported by him to the War Production Board), shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(e) *General limitations.* No person shall manufacture any kind of "fine writing paper" in any grade, color, basis weight, or size other than those specified or selected as standard under A of the appropriate caption of the Appendix (where such standards are specified or selected under A of the appropriate caption), or contrary to any other provision under the appropriate caption. This general rule is, however, subject to the following exceptions:

(1) Tolerances and variations are permitted to the extent provided in paragraph (f).

(2) Cutting and slitting to various sizes are permitted to the extent provided in paragraph (g).

(3) Special provision is made for "jobs" and "seconds" in paragraph (h).

(4) Special provision is made for export orders in paragraph (i).

(5) Exceptions are made for "special making orders" under certain captions of the Appendix. However, regardless of these exceptions where special making orders are so permitted under any caption, the basis weight or thickness must not exceed the heaviest standard basis weight or thickness permitted under A of such caption.

(6) Paper or paperboard in process of manufacture on September 1, 1943, and conforming to the requirements of

this order prior to the amendment effective that date, may be completed otherwise than by pasting.

(7) Paper or paperboard may be manufactured in any basis weight or thickness permitted for a particular use by any subsequent order, provided the basis weight or thickness does not exceed the maximum specified by the War Production Board for such use, and provided all other provisions of this or such subsequent order are fully complied with.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of the kind of "fine writing papers" under each caption and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive underrun, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for rolls; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions, if any, applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds", resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona-fide attempt to manufacture "fine writing paper" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing by the War Production Board sell in the domestic market) any kind of "fine writing paper" in any size or substance weight required, regardless of quantity, provided all other provisions of this schedule are complied with and (if the substance weight or thickness is greater than permitted by

this schedule) such person has received permission in writing from the War Production Board to manufacture the particular order in question in such greater substance weight or thickness; and further, bonds, ledgers and writings may be manufactured with any percent of rag content specified by any foreign government to fill a special making order for such government.

(j) *Records and Reports*—(1) *Standard samples*. Each person who manufactures any kind of "fine writing paper" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders*. On and after September 1, 1943, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one printer, converter or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(3) *Export orders*. On and after September 1, 1943, each person who manufactures "fine writing paper" for export shall require from the buyer a statement on his purchase order to the effect that such paper is purchased for export and, in the case of a foreign government that such paper is purchased for such government, shall keep such statement, together with a complete record of the order against which such paper is manufactured readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(k) *Effective date*. This revised schedule shall take effect on September 1, 1943.

Note: The reporting requirements of WPB 1295 (formerly PD-589) have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX TO REVISED SCHEDULE III TO LIMITATION ORDER L-120

FINE WRITING PAPERS

RAG CONTENT BOND PAPERS

A. *Grades, colors, weights and sizes for regular manufacture:*

(1) *Standard grades*. Any or all of the five following, selected in accordance with (c) of the foregoing Schedule:

- 25 percent rag content.
- 50 percent rag content.
- 75 percent rag content.
- 100 percent rag content.
- Extra 100 percent rag content.

(2) *Standard colors*. White and Ivory and six other colors, selected according to paragraph (d) of the foregoing Schedule.

(3) *Standard weights* (per 500 sheets 17" x 22"): for Extra 100%, 100% and 75% rag content: substance weights 11, 13, 16, 20; for all other grades: substance weights 11, 13, 16; and, if for use in manufacturing envelopes, substance weight 20; or, if for use as a protective paper or for checks, substance weights 20 and 24 for all grades; provided that, before the sale thereof for any one of such uses, the manufacturer shall require from the buyer a statement that the order is for such particular use. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) *Standard sizes* (in inches):

For White and Ivory

Sheets. 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34, 34 x 44.

Rolls. None permitted as standard.

For Other Colors

Sheets. 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls. None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) *Standard Watermarks*: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: if selected, unrestricted in any respect except as to maximum weight permitted and except for the report required by paragraph (c) of the foregoing schedule.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) *Special Grades*: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a rag content bond paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT LEDGER PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) *Standard Grades*: Not more than four of the following, selected according to Paragraph (c) of the foregoing Schedule:

- 25 percent rag content
- 50 percent rag content
- 75 percent rag content
- 85 percent rag content
- 100 percent rag content

and in addition to the four selected, Extra 100 percent rag content.

(2) *Standard Colors*: White and Blue, Buff and Green—White tint only.

(3) *Standard Weights* (per 500 sheets 17" x 22"): for Extra 100% and 100% rag content: Substance weights 24, 28, 32 and 36; for all other grades: Substance weights 24, 28.

(4) *Standard Sizes* (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22½ x 22½, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

(5) *Standard Watermarks*: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: if selected, unrestricted in any respect except as to maximum weight permitted and except for the report required by paragraph (c) of the foregoing schedule.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) *Special Grades*: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Ledger Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT LOOSE LEAF LEDGER PAPERS (Including Machine Posting Ledger Papers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than four of the following, selected according to paragraph (c) of the foregoing schedule:

25 percent rag content
50 percent rag content
75 percent rag content
85 percent rag content
100 percent rag content

and in addition to the four selected, Extra 100 percent rag content.

(2) Standard Colors: White, and six colors, selected according to paragraph (d) of the foregoing Schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): for Extra 100% and 100% rag content: Substance weights 24, 28, 32 and 36; for all other grades: Substance weights, 24, 28.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17½ x 22½, 19½ x 24½, 22½ x 22½, 22½ x 28½, 22½ x 35, 24½ x 24½, 24½ x 28½, 24½ x 39.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: if selected, unrestricted in any respect except as to maximum weight permitted and except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) Special Grades: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Loose Leaf Ledger Paper or Machine Posting Ledger Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT WRITING PAPERS

(Including Linens)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Any or all of the following three, selected according to paragraph (c) of the foregoing schedule:

25 percent rag content
50 percent rag content
100 percent rag content

(2) Standard Colors: White, and Ivory and three other colors selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): for 100% rag content: substance weights 16, 20; for other grades: substance weight 16; and, if for use in manufacturing envelopes, substance weight 20; or if for use as a protective paper or for checks, substance weights 20 and 24 for all grades; provided that, before the sale thereof for any one of such uses, the manufacturer shall require from the buyer a statement that the order is for such particular use. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34.
Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Writing Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT UNION SKIN PAPERS

(Including Manifold Papers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Any or all of the three following, selected in accordance with (c) of the foregoing schedule.

25 percent rag content.
75 percent rag content (White only).
100 percent rag content.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance Weights 7 to 9 inclusive.

(4) Standard Sizes (in inches):

For White

Sheets: 21 x 32, 22 x 34, 24 x 38, 26 x 34, 28 x 34.

Rolls: None permitted as standard.

For Colors

Sheets: 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

5. Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) **Special Grades:** Any person may manufacture any grade listed in A (1) above, whether or not selected by him, and in addition 50 percent rag content, in White or in any color and size, to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each item is at least 500 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 500 pounds of a sheet size or at least 500 pounds of a roll width:

(a) In a standard grade, standard color or White, standard weight and one finish; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 1,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each item is at least 500 pounds; and

(c) There is at least 1,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Onion Skin Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT WEDDING PAPERS

(Including Wedding Bristols)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) **Standard Grades:** Not more than three, selected (by percentage of rag content) according to paragraph (c) of the foregoing schedule.

(2) **Standard Colors:** White, and Ivory only.

(3) **Standard Weights** (per 500 sheets): substance weights (17" x 22")—20, 24 and 28; substance weights (22½" x 28½") 100 and 120.

NOTE: The sentence, "Pasted weights may be supplied in multiples of standard weights" revoked August 28, 1943.

(4) **Standard Sizes** (in inches):

For White

Sheets: 22 x 34, 22½ x 26½.

Rolls: None permitted as standard.

For Ivory

Sheets: 22 x 34.

Rolls: None permitted as standard.

(5) **Standard Watermarks:** A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) **Extra 100 percent rag content:** If selected, unrestricted in any respect except as to maximum weights permitted and except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Wedding Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT INDEX

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) **Standard Grades:** Not more than four of the following, selected according to paragraph (c) of the foregoing schedule.

25 percent rag content.

50 percent rag content.

75 percent rag content.

100 percent rag content.

Extra 100 percent rag content.

(2) **Standard Colors:** White, and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) **Standard Weights** (per 500 sheets 25½" x 30½"): Substance weights 90, 110, 140.

(4) **Standard Sizes** (in inches):

White and Colors

Sheets: 20½ x 24½, 25½ x 30½.

Rolls: None permitted as standard.

(5) No restrictions as to finish.

(6) **Extra 100 percent rag content:** If selected, unrestricted in any respect except as to

maximum weight permitted and except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "Special Making Orders" as defined in (a) (9) of the foregoing schedule:

(1) **Special Grades:** A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government in a standard substance weight.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds in one standard grade; and the quantity of each special size is at least 2,000 pounds.

(3) **Special Weights:** None permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or white and standard weight; or

(b) In a special color in the quantities provided for under Exceptions (2) and (3) above.

BASE STOCK FOR BLUEPRINT AND DIRECT LINE PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) **Standard Grades:** Any or all of the four following, selected in accordance with (c) of the foregoing schedule.

100 percent rag content.

50 percent rag content.

25 percent rag content.

No rag content.

(2) **Standard Colors:** No restrictions.

(3) **Standard Weights** (per 500 sheets 17" x 22"): 100 percent rag content: substance weights 17, 20½ and 24; for all other grades: substance weights 17 and 20½.

(4) **Standard Sizes:**

Rolls only: 24, 30, 36, 42, 48, and 54 inches wide.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) **Special Grades:** Variations only because of different treatment in the beater or on the paper machine, or the use of different non-fibrous materials shall not be considered as resulting in a different grade.

(2) No Special Weights permitted.

(3) **Special Width Rolls** may be manufactured to fill a special making order in a quantity of 10,000 pounds, in a standard grade, in one shade and standard weight.

BASE STOCK FOR NEGATIVE PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) **Standard Grades:** Only the one following, if selected in accordance with (c) of the foregoing schedule: 100 percent rag content.

(2) **Standard Colors:** No restrictions.

(3) **Standard Weights** (per 500 sheets 17" x 22"): Substance weight 14.

(4) **Standard Sizes:**

Rolls only: 24, 30, 36, 42, 48, and 54 inches wide.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) **Special Grades:** Variations only because of different treatment in the beater or

on the paper machine, or the use of different non-fibrous materials shall not be considered as resulting in a different grade.

(2) No Special Weights permitted.

(3) Special Width Rolls may be manufactured to fill a special making order in a quantity of 10,000 pounds, in a standard grade, in one shade and standard weight.

RAG CONTENT ANTIQUE (MACHINE FINISH) COVER PAPERS

(Excluding Manuscript Covers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected (by percentage of rag content) according to paragraph (d) of the foregoing schedule.

(2) Standard Colors: White, and six colors in addition to either Ivory or India; or five colors in addition to Ivory and India, selected according to paragraph (c) of the foregoing schedule.

(3) Standard Weights: (per 500 sheets 20" x 26"): Substance weights 40, 50, 65.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 20 x 26, 23 x 35, 26 x 40.

Rolls: None permitted as standard.

(5) Any secondary finish may be applied to any item conforming to the other conditions of this caption.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

CHEMICAL WOOD PULP ANTIQUE (MACHINE FINISH) COVER PAPERS

(Including Ground Wood Content Cover Papers but Excluding Manuscript Covers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades:

Chemical Wood Pulp: Not more than two; Ground Wood Content: Not more than one;

selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors in addition to either Ivory or India; or five colors in addition to Ivory and India; selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 20" x 26"): Chemical Wood Pulp: Substance Weights

40, 50, 65.

Ground Wood Content: Substance Weights 40, 50, 65.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 20 x 26, 23 x 35, 26 x 40.

Rolls: None permitted as standard.

(5) Any secondary finish may be applied to any item conforming to the other conditions of this caption.

B. Exceptions for "special making orders" (as defined in (a) (9) of the foregoing schedule):

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

SPECIALTY COVER PAPERS

(Fancy Coated, Embossed or Decorative Specialty Covers, and including "S. and S. C. Cover")

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: With respect to each manufacturer, any grade or grades regularly stocked as an established cover line as of December 1, 1941, selected in accordance with paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors in addition to Ivory or India or five colors in addition to Ivory and India, selected according to paragraph (c) of the foregoing schedule.

(3) Standard Weights: With respect to each manufacturer and each standard grade under A (1), any weight, not exceeding

25" x 38"—70 for "S. and S. C. Cover" or 20" x 26"—65 for other grades, regularly

stocked as of December 1, 1941, such weight or weights to be reported, if not already

reported, to the War Production Board as standard for each such grade; however a

manufacturer whose standard basis weight, or weights, is heavier than basis weight

20" x 26"—65 for a particular grade may substitute in such grade basis weights 65#

or any lower basis weight for such higher weight by notifying the War Production

Board of such change in his standards, and thereafter such substituted basis weight

shall be standard for him for such grade.

(4) Standard Sizes: With respect to each manufacturer and each standard grade under

A (1), any size regularly stocked as of December 1, 1941, such size or sizes to be reported

to the Director General for Operations, as standard for each such grade.

B. Exceptions for "special making orders" (as defined in (a) (9) of the foregoing

schedule):

(1) Any Grade of Specialty Cover Papers may be manufactured by any person to fill a

special making order, provided that:

(a) The quantity of such grade is at least 5,000 pounds, all in either White or any one color and finish; and

(b) The quantity of each permitted substance weight is at least 5,000 pounds; and

(c) The quantity of each item is at least 2,000 pounds; and

(d) Such person can show that such grade was manufactured by some person prior to

December 1, 1941.

(2) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of an item in a standard grade, standard color or White and standard weight.

CHEMICAL WOOD PULP BOND PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Ivory and six other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights: (per 500 sheets 17" x 22"): Substance weights 13, 16; and,

if for use in manufacturing envelopes, substance weight 20; or if for use as a protective

paper or for checks, or for use on an addressing machine, substance weights 20 and 24;

provided that, before the sale thereof for any one of such uses, the manufacturer shall

require from the buyer a statement that the order is for such particular use. The manu-

facturer shall keep such statement, together with a complete record of the order, readily

available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

For White and Ivory

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34, 34 x 44.

Rolls: None permitted as standard.

For Other Colors:

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing

schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a

special making order for the United States Government, provided the substance weight

is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of

each special sheet size is at least 5,000 pounds and the quantity of each roll width is at

least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making

order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a

roll width:

(a) In a standard grade, standard color or white and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or white and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in white or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Bond Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or white, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP LEDGER PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Buff and Green-White tint only.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance Weights 24, 28.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34, 22½ x 22½, 22½ x 34½, 24½ x 24½, 24½ x 39.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width.

(a) In a standard grade, standard color or white and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or white and standard weight, or in a

special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in white or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Ledger Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or white, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP WRITING PAPERS

(Wove or Laid)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White only.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 14, 16; and, if to fill an order for the Federal Government substance weight 18; or if for use in manufacturing envelopes, substance weight 20; or if for use as a protective paper or for checks, substance weights 20 and 24; provided that before the sale thereof for any one of such uses, the manufacturer shall require from the buyer a statement that the order is for such particular use. The manufacturer such keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

(5) Standard Watermarks: Any mill watermarks if used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, white and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, white and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in white is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Writing Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, white, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

REGISTER, CONTINUOUS FORM, AND SALES BOOK CHEMICAL WOOD PULP BOND PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture and to be distributed only to fill a special making order or orders as defined in (a) (viii) in the foregoing schedule:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and five colors selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 10, 12, 15.

(4) Standard Sizes: Any size, sheet or roll, if manufactured in a quantity of at least 5,000 pounds of a sheet item or 2,000 pounds of a roll item.

(5) Standard Watermarks: None permitted.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) Special Sizes: Only as permitted under A (4) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or white and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

CHEMICAL WOOD PULP MANIFOLD PAPERS

(Including Onion Skin Papers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 7 to 9 inclusive.

(4) Standard Sizes (in inches):

White

Sheets: 21 x 32, 22 x 34, 24 x 38, 26 x 34, 28 x 34.

Rolls: None permitted as standard.

Colors

Sheets: 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: Any laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each item is at least 1,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 1,000 pounds of a sheet size or at least 1,000 pounds of a roll width:

(a) In a standard grade, standard color or white, and standard weight and one finish; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each item is at least 1,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Manifold Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP MIMEOGRAPH PAPERS
(Including rag content mimeograph)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 16 and 18.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 22 x 34, 28 x 34.
Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) Special Weights: None permitted.

NOTE: Paragraphs (B) (3) (a), (b) revoked August 28, 1943.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content or Chemical Wood Pulp Mimeograph Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

NOTE: Paragraph (B) (5) (d) revoked August 28, 1943.

GELATIN AND SPIRIT PROCESSES

CHEMICAL AND WOOD PULP DUPLICATING PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Gelatin Process—Not more than two; Spirit Process—Not more than two; selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): For White: Substance weights 13, 16, and 20. For colors: Substance weights 16 and 20.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: Any mill watermarks used to identify standard mill grades; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of papers under this caption for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP OPAQUE CIRCULAR PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White only.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 13, 16.

(4) Standard Sizes (in inches):
Sheets: 17 x 22, 17 x 28, 22 x 34, 25 x 38, 28 x 34, 35 x 45, 38 x 50.

Rolls: None permitted as standard.

(5) Standard Watermarks: Any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, White and a standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Opaque Circular Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, White, standard weight and standard size, and in the quantities required above for a special watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP VELLUM AND WEDDING PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Ivory, Granite and six other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets in the size indicated): White: 22" x 34"—40, 48, 56; White: 35" x 45"—84, 101 and 118; White: 22½" x 28½"—100, 120. Ivory and Granite: 22" x 34"—40, 48, 56; Ivory and Granite: 35" x 45"—118. Other colors: 22" x 34"—40, 48 and 56. Other colors: 35" x 45"—118.

(4) Standard Sizes (in inches) for the weights indicated above: White:

Sheets: 22" x 34", 35" x 45", 22½" x 28½".

Rolls: None permitted as standard.

White

Sheets: 22 x 34, 35 x 45, 22½ x 28½.
Rolls: None permitted as standard.

Colors

Sheets: 22 x 34, 35 x 45.

Rolls: None permitted as standard.

(5) Standard Watermarks: Any mill watermarks used to identify standard mill grades; none otherwise.

(6) Standard Finishes: Any vellum primary finish and any secondary finish; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of Chemical Wood Pulp Vellum and Wedding Papers for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a special watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

(6) Deckle Edges: Papers under this caption may be manufactured deckle edge to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or a roll width:

(a) In a standard grade, standard color or White, standard weight and a primary finish; or

(b) In a special color in a quantity of at least 20,000 pounds in one standard grade; provided that:

(i) the quantity of each standard weight is at least 10,000 pounds; and

(ii) the quantity of each item is at least 5,000 pounds.

CONVERTING GRADES OF CHEMICAL WOOD PULP PAPERETTE PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture and to be distributed

only to fill a special making order or orders as defined in (a) (9) of the foregoing schedule:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Ivory and six other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights: 16, 20, 24.

(4) Standard Sizes: Any size, sheet or roll, if manufactured in a quantity of at least 5,000 pounds of a sheet item or 2,000 pounds of a roll item.

(5) Standard Watermarks: No laid or other watermark permitted.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) Special Sizes: Only as permitted under A (4) above.

(5) Any Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(6) Deckle Edges: Papers under this caption may be manufactured deckle edge to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or a roll width:

(a) In a standard grade, standard color or white, standard weight and a primary finish; or

(b) In a special color in a quantity of at least 20,000 pounds in one standard grade; provided that:

(i) The quantity of each standard weight is at least 10,000 pounds; and

(ii) The quantity of each item is at least 5,000 pounds.

CHEMICAL WOOD PULP INDEX BRISTOLS

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets* 25½" x 30½"): Substance weights 90, 110, 140.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 20½ x 24¾, 22½ x 28½, 25½ x 30½.

Rolls: None permitted as standard.

(5) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds.

(3) Special Weights: None permitted.

NOTE: Paragraphs (B) (3) (a), (b) revoked August 28, 1943.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under exceptions (2) and (3) above.

CHEMICAL WOOD PULP PRINTING BRISTOLS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets $22\frac{1}{2}'' \times 28\frac{1}{2}''$):

Substance weights 90, 100, 120.

(4) Standard Sizes (in inches):

White and Colors

Sheets: $22\frac{1}{2}'' \times 28\frac{1}{2}''$.

Rolls: None permitted as standard.

(5) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

GROUND WOOD CONTENT BOND PAPERS (INCLUDING WRITING PAPERS)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets $17'' \times 22''$): Substance weights 13 and 16; and, if to fill an order for the Federal Government, substance weight 18; provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for such use. The manufacturer shall keep such statement together with a complete record of the order readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

Sheets: 17×22 , 17×28 , 19×24 , 22×34 , 24×38 , 28×34 .

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than $8\frac{1}{2}'' \times 14$ and no smaller than $7\frac{1}{4}'' \times 10\frac{1}{2}''$.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restrictions as to finish.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Ground Wood Content Bond Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color, or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant water-

marks are subject to the provisions applying to a Special Watermark.

GROUND WOOD CONTENT MIMEOGRAPH PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets $17'' \times 22''$): Substance weights 16 and 18.

(4) Standard Sizes (in inches):

Sheets: 17×22 , 17×28 , 22×34 , 28×34 .

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than $8\frac{1}{2}'' \times 14$ and no smaller than $7\frac{1}{4}'' \times 10\frac{1}{2}''$.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

1. A Special Grade may be manufactured in White or in any color or size, to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) Special Weights: None permitted.

NOTE: Paragraphs (B) (3) (a), (b) revoked August 28, 1943.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: Paragraph B (5) (d) revoked August 28, 1943.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Ground Wood Content Mimeograph Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the

quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

TEXT PAPERS

(Specialty, Deckle Edge, Fancy or Water Marked)

Maximum Substance Weight permitted:
25" x 38"—60.

UNCOATED POSTCARD BRISTOL

Maximum Substance Weight permitted:
22½" x 28½"—94.

MANUSCRIPT COVER

Maximum Substance Weight permitted:
18" x 31"—40.

[F. R. Doc. 43-14095; Filed, August 28, 1943;
3:29 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD¹

[Schedule IV as Amended and Revised August 28, 1943 to Limitation Order L-120]

TABLET PAPER

Section 3281.20 *Schedule IV to Limitation Order L-120* is hereby amended and revised to read as follows:

§ 3281.20¹ *Schedule IV to Limitation Order L-120—(a) Definitions.* For the purposes of this schedule, including the Appendix:

(1) The term "tablet paper" means the kind of paper commonly described and distributed in the paper trade by the designation "tablet paper."

(2) A "grade" means one particular quality of "tablet paper", such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, or in the dyes used in the paper shall not be considered as resulting in a different grade.

(3) "Color" means any hue of the spectrum, including but not limited to ivory, india and green-white tints, and black, but not including white.

(4) The term "basis weight" means the weight of a tablet paper in pounds per 500 sheets in the size indicated in the Appendix, or the equivalent weight of 500 sheets in any other size figured proportionately to the size specified.

(5) An "item" means a quantity of paper all of which is of the same size, basis weight, grain, finish, color and grade.

(6) The term "standard" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, a grade and color selected and a basis weight and size specified under A

of the appropriate caption in the Appendix below.

(7) The term "special" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, any grade, color, basis weight or size that is not standard.

(8) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one converter or consumer.

(9) The term "manufacture" includes all making and finishing operations prior to packaging or packing.

(10) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management, or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the War Production Board at any time thereafter, which papers manufactured by him belong under the caption "tablet paper" in the Appendix below. There shall be taken into account in such determination, and in any review and reclassification by the War Production Board, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to whether or not a particular paper manufactured by him is such a paper he may apply to War Production Board, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The War Production Board may on its own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the War Production Board, by telegram or notice in writing sent to the manufacturer shall unless and until the War Production Board shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacturer.* Each person who manufactures "tablet paper" shall select such

"grade" or "grades" thereof, not to exceed the number specified in A (1) of the Appendix below, as he may desire to adopt for regular manufacture and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD 589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) of the Appendix below a manufacturer is permitted, with respect to a particular grade of "tablet paper", to select a number of colors, each person desiring to manufacture such grade in colors shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the Appendix, as he may desire to adopt for regular manufacture, and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD 589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(e) *General limitations.* (1) Except to the extent and upon the conditions indicated in paragraphs (e) (2), (f), (g), (h) and (i) of this revised schedule, or under B of the Appendix below, no person shall manufacture "tablet paper" in any grade, color, basis weight or size other than those selected or specified as standard under A of the Appendix, or contrary to any other provision under A of the Appendix; nor shall a manufacturer sell tablet paper otherwise than as provided under A of the Appendix.

(2) *Exceptions to paragraph (e) (1).* Nothing in this revised schedule shall prevent the manufacture of tablet paper in any basis weight not prohibited by the provisions of this schedule as previously amended, provided such tablet paper was in process of manufacture prior to September 1, 1943; nor shall the provisions of this revised schedule prevent the manufacture of tablet paper in any basis weight permitted for a particular use by any subsequent order, provided the basis weight does not exceed the maximum specified by the War Production Board for such use, and provided all other provisions of this or such subsequent order are fully complied with.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "tablet papers" and to the

¹ Formerly Part 1223, § 1223.5.

normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive under-run, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds", resulting from faulty manufacture of overruns customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture "tablet paper" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing from the War Production Board sell in the domestic market) any grade of "tablet paper" in any size or basis weight required, regardless of quantity, provided all other provisions of this schedule are complied with, and (if the basis weight is heavier than permitted under the appropriate caption) such person has received permission in writing from the War Production Board to manufacture the particular order in question in such heavier basis weight.

(j) *Records and reports.*—(1) *Standard samples.* Each person who manufactures any grade of "tablet paper" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the Appendix below.

(2) *Special making orders.* On and after September 1, 1943 each person who manufactures any "special making order" permitted under B of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one converter or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall

submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(3) *Export orders.* On and after September 1, 1943 each person who manufactures "tablet paper" for export shall require from the buyer a statement on his purchase order to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(k) *Effective date.* This revised schedule shall take effect on September 1, 1943.

NOTE: The reporting requirements of WPB 1295 (formerly PD 589) have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX TO REVISED SCHEDULE IV TO LIMITATION ORDER L-120

TABLET PAPERS

(Including all grades regardless of finish)

NOTE: Items A (1), (2), (3), B (1) (b), (2) (b), (3), and (3) (a), amended August 28, 1943.

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

NOTE: "Tablet Papers" may be sold by a manufacturer only to fill individual orders, each placed by a single buyer for use by one converter or consumer.

(1) *Standard Grades:* Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) *Standard colors:* White, and two colors selected according to paragraph (d) of the foregoing schedule from the three following: Canary, Green-white tint, and Pastel Nile.

(3) *Standard weights (per 500 sheets)*

For Pencil Tablet—24" x 36"—32#.

For Other Grades—17" x 22"—16#.

(4) *Standard Sizes:* Any sheet size or roll width, if manufactured at one time in a quantity of at least 5,000 pounds of a sheet item or at least 2,000 pounds of a roll item.

(5) *Standard Watermarks:* None permitted.

(6) *No restrictions as to finish.*

B. *Exceptions for "special making orders"* as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order provided that:

(a) The quantity of such special grade is at least 40,000 pounds all in either White or any one color, standard or special; and

(b) The quantity of each standard weight is at least 10,000 pounds and the quantity of each special weight permitted is at least 40,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order provided that:

(a) The quantity of each such color is at least 20,000 pounds; and

(b) The quantity of each standard weight is at least 10,000 pounds and the quantity of each special weight permitted is at least 40,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Weight, if in basis weight 17" x 22"—14# may be manufactured to fill a special making order in a quantity of at least 40,000 pounds and at least 5,000 pounds of each item:

(a) In a standard grade, other than pencil tablet; or in a special grade, other than pencil tablet, in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or in a special color in the quantities provided for under Exception (2) above.

(4) *Special Size:* Any size may be manufactured in the quantities provided for under A (4) above.

(5) Any watermark may be used in manufacturing a special making order in a quantity of at least 20,000 pounds of continuous manufacture with one mark, provided all the other provisions of this caption are complied with.

[F. R. Doc. 43-14096; Filed, August 28, 1943; 3:29 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD¹

[Schedule V to Limitation Order L-120, as Amended and Revised August 28, 1943]

ENVELOPE PAPERS

§ 3281.21¹ *Schedule V to Limitation Order L-120*—(a) *Definitions.* For the purpose of this schedule, including the Appendix:

(1) The term "envelope papers" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) A "grade" means one particular quality within a kind of envelope paper, such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper and/or coating shall not be considered as resulting in a different grade.

(3) "Color" means any hue of the spectrum, including but not limited to ivory, India and green-white tints, and black, but not including white.

(4) The term "basis weight" means the weight of a kind of envelope paper in pounds per 500 sheets in the size indicated under the appropriate caption, or the equivalent weight of 500 sheets in

¹ Formerly § 1223.6 of Part 1223.

any other size, figured proportionately to the size specified.

(5) An "item" means a quantity of paper all of which is of the same size, grain, basis weight, finish, color and grade.

(6) The term "standard" as applied to grade, color, basis weight and size means, with respect to each manufacturer, a grade and color selected and basis weight and size specified under A of the appropriate caption in the Appendix below.

(7) The term "special" as applied to grade, color, basis weight and size means with respect to each manufacturer, any grade, color, basis weight or size that is not standard.

(8) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one converter or consumer.

(9) The term "manufacture" includes all making and finishing operations prior to packaging or packing, including pasting whether by a primary manufacturer or otherwise.

(10) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the War Production Board at any time thereafter, under which caption, if any, of the Appendix, belongs each of the "envelope papers" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the War Production Board, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "envelope paper," or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the War Production Board, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for

which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The War Production Board may on its own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the War Production Board, by telegram or notice in writing, sent to the manufacturer, shall, unless and until the War Production Board shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "envelope paper" shall, with respect to each such kind he manufactures, select such "grade" or "grades" thereof (if such selection is indicated under the appropriate caption and has not already been reported by him to the War Production Board), not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted, with respect to a particular grade of a kind of "envelope paper", to select a number of colors and such selection is indicated and has not already been reported by him, each person desiring to manufacture such grade in colors, shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall immediately notify the War Production Board of such selection on Form WPB 1295 (formerly PD-589). The manufacturer may thereafter apply to the War Production Board for leave to amend the original selection, but unless and until such leave is granted by the War Production Board in writing the original selection shall remain binding.

(e) *General limitations.* (1) Except to the extent and upon the conditions indicated in paragraph (e) (2) and paragraphs (f), (g), (h) and (i) of this revised schedule, or under B of the appropriate caption in the Appendix below, no person shall manufacture any kind of "envelope paper" in any grade, color, basis weight or size other than those se-

lected or specified as standard under A of the appropriate caption of the Appendix, or contrary to any other provision under A of the appropriate caption of the Appendix, or contrary to any other provision under A of the appropriate caption; nor shall a manufacturer sell any kind of "envelope paper" otherwise than as provided under A of the appropriate caption of the Appendix.

(2) *Exceptions to paragraph (e) (1).* Nothing in this revised schedule shall prevent the manufacture, otherwise than by pasting, of envelope paper in any basis weight not prohibited by the provisions of this schedule as previously amended, provided such envelope paper was in process of manufacture prior to September 1, 1943; nor shall the provisions of this revised schedule prevent the manufacture of envelope paper in any basis weight permitted for a particular use by any subsequent order, provided the basis weight does not exceed the maximum specified by the War Production Board for such use and provided all other provisions of this or such subsequent order are fully complied with.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "envelope paper" and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive under-run, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds," resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona-fide attempt to manufacture "envelope paper" according to the terms of this revised schedule, provided that the manufacturer informs the purchaser that such paper is a "job lot" or "seconds," and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not

without permission in writing by the War Production Board sell in the domestic market) any kind of "envelope paper" in any size or substance weight required, regardless of quantity, provided all other provisions of this schedule are complied with, and (if the basis weight is heavier than permitted by this schedule) such person has received permission in writing from the War Production Board to manufacture the particular order in question in such heavier basis weight.

(j) *Records and reports*—(1) *Standard samples*. Each person who manufactures any kind of "envelope paper" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders*. On and after September 1, 1943, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below, shall require from the buyer a statement to the effect that such order is purchased for use by one converter or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(3) *Export orders*. On and after September 1, 1943, each person who manufactures "envelope paper" for export shall require from the buyer a statement on his purchase order to the effect that such paper is purchased for export, and shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(k) *Effective date*. This revision schedule shall take effect on September 1, 1943.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX TO REVISED SCHEDULE V TO
LIMITATION ORDER L-120

COMMERCIAL WOOD ENVELOPE PAPERS
(Book Grades)

NOTE: Caption amended August 28, 1943.

A. Grades, Colors, Weights, and Sizes for regular manufacture:

NOTE: "Commercial Wood Envelope Papers" may be sold by a manufacturer only to fill

individual orders, each placed by a single buyer for use by one converter or consumer.

(1) *Standard Grades*: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) *Standard Colors*: White and 6 colors, selected according to paragraph (d) of the foregoing schedule.

(3) *Standard basis weights* (per 500 sheets 17" x 22"): 16, 20, 24.

(4) *Standard Sizes*: Any sheet size or roll width, if manufactured at one time in a quantity of

(a) at least 5,000 pounds of an item in White; or

(b) at least 2,000 pounds of an item in a color.

(5) *Watermarks*: A laid mark, or a name or design mark used to identify a standard mill grade, may be incorporated in a continuous run of at least 5,000 pounds of paper under one mark. None otherwise.

(6) No restriction as to finish.
B. *Exceptions for "special making orders"* as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each standard substance weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) *Special Weight*: None permitted.

(4) *Special Size*: Any size may be manufactured in the quantities provided for under A (4) above.

(5) Any Watermark may be used in manufacturing a special making order in a quantity of at least 10,000 pounds of continuous manufacture with one mark, provided all the other provisions of this caption are complied with.

[F. R. Doc. 43-14097; Filed, August 28, 1943;
3:28 p. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD

[Schedule XIV to Limitation Order L-120]

PAPER FOR USE IN NEWSPAPERS OR MAGAZINES

§ 3281.30 *Schedule XIV to Limitation Order L-120*—(a) *Definitions*. For the purpose of this schedule, including the appendix:

(1) The term "paper for use in newspapers or magazines" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the appendix below.

(2) The term "basis weight" means the weight of a kind of paper in pounds per 500 sheets in the size indicated under the appropriate caption, or the equivalent weight of 500 sheets in any other size figured proportionately to the size specified.

(3) The term "manufacture" includes all making and finishing operations prior to packaging or packing, including pasting whether by a primary manufacturer or otherwise.

(4) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, indi-

viduals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identifications of the papers subject to this schedule*. It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the War Production Board at any time thereafter, under which caption, if any, of the appendix, belongs each of the "papers for use in newspapers or magazines" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the War Production Board, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "paper for use in newspapers or magazines," or whether a particular kind of paper is such a paper at all or belongs under any caption of the appendix to this Schedule, he may apply to the War Production Board, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The War Production Board may on its own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the War Production Board by telegram or notice in writing sent to the manufacturer shall, unless and until the War Production Board shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *General limitations*. (1) Except to the extent and upon the conditions indicated in paragraph (c) (2) and paragraphs (d), (e) and (f) of this Schedule, no person shall manufacture any kind of "paper for use in newspapers or magazines" in any basis weight heavier than the basis weight specified as the maximum for the kind of paper indicated by each caption in the Appendix below.

(2) *Exceptions to paragraph (c) (1)*. Nothing in this schedule shall prevent the manufacture, otherwise than by pasting, of "paper for use in newspapers or magazines" in any basis weight exceeding the maximum specified, provided such paper was in process of manufacture prior to September 1, 1943, nor

shall the provisions of this schedule prevent the manufacture of paper in any basis weight permitted for a particular use by any subsequent order, provided the basis weight does not exceed the maximum specified by the War Production Board for such use, and provided all other provisions of this or such subsequent order are fully complied with.

(d) *Tolerances and variations.* The prohibitions and restrictions of this schedule are subject to the normal tolerances customary in the manufacture of the kind of paper indicated by each caption and to the normal variations in quantity manufactured customarily acceptable in the paper trade.

(e) *Jobs and seconds.* Nothing in this schedule shall restrict the sale of "job lots" or "seconds" resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture "paper for use in newspapers or magazines" according to the terms of this schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(f) *Exception for export.* Regardless of the foregoing provisions of this schedule and of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing from the War Production Board sell in the domestic market) any kind of "paper for use in newspapers or magazines" in any basis weight required, provided that (if the basis weight is heavier than permitted by this schedule) such person has received permission from the War Production Board to manufacture the particular order in question in such heavier basis weight.

(g) *Records and reports.* (1) Each person who manufactures "paper for use in newspapers or magazines" shall keep, readily available for inspection by the War Production Board, records of the basis weights of each manufacturing run of such paper.

(2) On and after September 1, 1943, each person who manufactures "paper for use in newspapers or magazines" for export shall require from the buyer a statement on his purchase order to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the War Production Board as it may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(h) *Effective date.* This schedule shall take effect on September 1, 1943.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX TO SCHEDULE XIV TO LIMITATION
ORDER L-120

STANDARDIZATION AND SIMPLIFICATION OF
"PAPER FOR USE IN NEWSPAPERS OR MAGAZINES"

The following maximum weight limitations do not prevent the manufacture of

basis weights lower than the maximum specified.

Supercalendered rotogravure:

Maximum basis weight permitted:

25" x 38"—39.

Uncoated English (machine) finish book papers:

Maximum basis weight permitted:

25" x 38"—45.

Uncoated book papers, supercalendered:

Maximum basis weight permitted:

25" x 38"—50.

Antique (eggshell) finish book papers:

Maximum basis weight permitted:

25" x 38"—50.

Uncoated offset book papers:

Maximum basis weight permitted:

25" x 38"—60; and, if for use in multi-color printing on an offset press, 65, provided that before the sale thereof the manufacturer shall require from the buyer a statement that the order is for use in multicolor printing on an offset press. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

Process (machine) coated book papers:

Maximum weights permitted:

Inside: 25" x 38"—60.

Cover: 25" x 38"—70.

Coated two sides book papers (Glossy coated, dull coated and coated offset):

Maximum basis weight permitted:

25" x 38"—70.

Coated one side book papers:

Maximum basis weight permitted:

25" x 38"—60.

Plain coated cover papers:

Maximum basis weight permitted:

20" x 26"—60.

Uncoated cover papers (all grades):

Maximum basis weight permitted:

25" x 38"—70.

Groundwood printing papers (all grades):

Maximum basis weights permitted:

For machine finish: 25" x 38"—45.

For antique finish: 25" x 38"—50.

For supercalendered: 25" x 38"—50.

Novel news:

Maximum basis weight permitted:

24" x 36"—32.

Newsprint:

Maximum basis weight permitted:

24" x 36"—32.

[F. R. Doc. 43-14098; Filed, August 28, 1943;
3:28 p. m.]

PART 3282—MISCELLANEOUS CHEMICALS

[Allocation Order M-340 as Amended
August 28, 1943]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of the chemicals subject to this order for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3282.1 Allocation Order M-340—(a) *Definitions.* (1) "Subject chemical" means any chemical listed in Appendix A, as therein defined.

(2) "Producer" means any person engaged in the production of any subject chemical and includes a person who imports any subject chemical or has it produced for him pursuant to toll agreement.

(3) "Distributor" means any person who buys any subject chemical for the purpose of resale without further proc-

essing and without changing the form thereof.

(4) "Supplier" means a producer or distributor.

(b) *Restrictions on deliveries.* (1) On and after the applicable effective date stated in Appendix A, no supplier shall deliver a subject chemical to any person except as specifically authorized or directed in writing by War Production Board. No person shall accept delivery of a subject chemical which he knows or has reason to believe is delivered in violation of this order.

(2) Authorizations or directions as to deliveries to be made by suppliers in each calendar month will generally be issued by War Production Board prior to the beginning of such month, but may be issued at any time. They will normally be issued on Form PD-602 which is to be filed by the supplier with War Production Board as explained in paragraph (g) below.

(3) If a supplier is authorized or directed by War Production Board to deliver a subject chemical to any specific customer or group of customers, but is unable to make the delivery either because of receipt of notice of cancellation or otherwise, the subject chemical shall revert to inventory, and shall not be delivered, or used, without further instructions.

(c) *Exceptions for small deliveries.*

(1) Specific authorization in writing of War Production Board is not required for delivery by any supplier to any person in any calendar month of a subject chemical in a quantity not exceeding the quantity stated in Column 3 of Appendix B.

(2) The aggregate quantity of a subject chemical which any supplier may deliver in any calendar month pursuant to paragraph (c) (1), shall not exceed the quantity which War Production Board shall in writing specifically authorize or direct such supplier to deliver in such month under paragraph (c) (1), on application made by such supplier (in the normal case on Form PD-602 filed pursuant to paragraph (g) hereof).

(d) *Exceptions for deliveries for other reasons.* Specific authorization in writing of War Production Board is not required for delivery of a subject chemical by any supplier to any other person for a purpose stated in Column 4 of Appendix B.

(e) *Restrictions on use.* (1) On and after the applicable effective date stated in Appendix A, no supplier shall use a subject chemical except as specifically authorized or directed in writing by War Production Board.

(2) Each person who with an order for a subject chemical furnishes a certificate required by paragraph (f) shall use the subject chemical delivered on such order only as specified on such certificate except as otherwise specifically authorized or directed in writing by War Production Board.

(3) War Production Board may from time to time issue directions with respect to the use or uses which may or may not be made of a subject chemical to be delivered to, or then in inventory of, the prospective user.

(f) *Supplier to obtain from customer a certificate of use.* No supplier shall in any calendar month (beginning in the case of each subject chemical with the calendar month following the month in which the order becomes effective as to that chemical as stated in Appendix A) deliver to any person a greater quantity of such subject chemical than is stated in Column 3 of Appendix B, unless he shall have received from such person a certificate as to the use for which such person is ordering such subject chemical. Such certificate must be received by the supplier not later than the 15th day of the month preceding the month in which delivery is to be made. It need not be filed with War Production Board. A supplier must not deliver a subject chemical where he knows or has reason to believe the purchaser's certificate is false, but in the absence of such knowledge or reason to believe, he may rely on the certificate.

(g) *Applications by suppliers for leave to deliver or use.* (1) Each supplier requiring authorization to make delivery of, or to use, a subject chemical during any calendar month shall file application on or before the 20th day of the preceding month. The application should be made on Form PD-602 in the manner set forth in the general instructions appearing on that form, subject to the special instructions contained in Appendix D. If there is an inconsistency between the general and special instructions, the special instructions must be followed.

(2) War Production Board may issue to any supplier other and further directions with respect to preparing and filing Form PD-602.

(h) *Miscellaneous provisions.*—(1) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of War Production Board, as amended from time to time.

(2) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(3) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Division, Washington, 25 D. C. Ref: M-340.

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A

Chemicals subject to this order. (1) "Acetaldehyde" means the chemical known by that name and by the names aldol, beta hydroxy butyric aldehyde, oxybutanol, 3-hydroxy butanal.

Effective date—August 1, 1943. Comes in the following grades: no grades.

(2) "ST-115" means the preparation known by that trade name, as defined and specified in Appendix to Regulation No. 3 (1942 Revision) of the Bureau of Internal Revenue.

Effective date—August 1, 1943. Comes in the following grades: no grades.

(3) "Dehydrol-O" means the chemical known by that trade name, as defined and specified in Appendix to Regulations No. 3 (1942 Revision) of the Bureau of Internal Revenue.

Effective date—August 1, 1943. Comes in the following grades: no grades.

(4) "G. C.-78" means the chemical known by that trade name.

Effective date—August 1, 1943. Comes in the following grades: no grades.

(5) "By-product—phosphoric acid" means phosphoric acid obtained as a by-product in the manufacture of methyl methacrylate.

Effective date—September 1, 1943. Comes in the following grades: no grades.

APPENDIX B

NOTE: Item (5) added August 28, 1943.

1	2	3	4
Name of chemical	Unit of measure	Maximum quantity deliverable to any one person in any calendar month without specific authorization, and without certificate required by paragraph (f).	Purpose for which delivery may be made without specific authorization, regardless of quantity. (See par. (d).)
(1) Acetaldehyde...	Gallon...	54 gallons.....	None.
(2) ST-115.....	Gallon...	54 gallons.....	None.
(3) Dehydrol-O...	Gallon...	54 gallons.....	None.
(4) G. C.-78.....	Gallon...	54 gallons.....	None.
(5) By-product phosphoric acid.....	Ton.....	5 Tons.....	None.

APPENDIX C

CUSTOMER'S CERTIFICATE OF INTENDED USE

The undersigned purchaser hereby certifies to War Production Board and to his supplier, pursuant to Order No. M-340, that the _____ (specify subject chemical) ordered for delivery in _____, 194____,

Month _____ will be used by him for the manufacture or preparation of the following product(s), and that such product(s), on the basis of order(s) filed with the undersigned, will be put to the following end use(s):

	Gallons	Primary product	End use
(A).....
(B).....

Name of purchaser _____

By _____
Date _____ Duly authorized official _____ Title _____
Instructions for customer's certificate.

(1) The certificate shall be signed by an authorized official of the purchaser, either manually or as provided in Priorities Regulation No. 7.

(2) Where a purchaser wishes to receive more than the exempted quantity of each of two or more subject chemicals, a separate certificate shall be obtained as to each.

(3) The purchaser will specify under "Primary product", the exact product or products in the manufacture or preparation

of which the subject chemical will be used or incorporated. Distributors ordering the subject chemical for resale as such will specify "Resale". If purchase is for inventory, state "inventory".

(4) Under "End use", purchaser will specify the ultimate or end use to which the primary product will be put. He will also indicate whether civilian, Lend-Lease, other export or military, and if the product is for uses falling in two or more such categories, the percentage falling in each. Also, he will give contract numbers in the case of military use or Lend-Lease, and in the case of export, export license numbers. A distributor ordering the subject chemical for resale as such will leave blank the "End Use" column.

APPENDIX D

SPECIAL INSTRUCTIONS FOR SUPPLIER'S FORM PD-602

(1) *Obtaining forms.* Copies of Form PD-602 may be obtained at local field offices of the War Production Board.

(2) *Number of copies.* Prepare an original and three copies. File original and two copies with War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-340, retaining the third copy for your files. The original filed with the War Production Board shall be manually signed by a duly authorized official.

(3) *Separate set for each chemical.* Where the supplier's application relates to deliveries of two or more subject chemicals, he will file a separate set of Form PD-602 for each.

(4) *Information at top of form.* In the heading, under "Name of Material", specify the subject chemical to which the Form PD-602 relates; under "Grade", specify grade stated in Appendix A, or if no grade specified, leave blank; under "WPB Order No.", specify "M-340"; indicate month and year during which deliveries covered by the application are to be made; under "Unit of Measure", specify unit of measure stated in Column 2 to Appendix B; under name of company, specify your name and the address of the plant or warehouse from which shipment will be made.

(5) *Listing of customers.* In Column 1 (except for small orders as explained in (7) below) list the name of each customer from whom an order for delivery of the subject chemical during the applicable month has been received. If it is necessary to use more than one sheet to list customers, number each sheet in order and show the grand total on last sheet which is the only one that need be certified.

(6) *Primary product and end use.* In Column 1-a (except for small orders as explained in (7) below), specify the product or products in the manufacture or preparation of which the subject chemical will be used by your customer, the end use to which such product or products will be put, and military or Lend-Lease contract numbers, and export license numbers; all as indicated by the certificate obtained under paragraph (f) of this order. The quantity of the subject chemical used in the manufacture or preparation of each primary product for each product use shall be shown separately. If the subject chemical ordered by a customer is for two or more uses, indicate each use separately and indicate the quantity of the subject chemical ordered for each use.

(7) *Small orders.* The supplier need not list the name of any customer to whom he is to deliver in the applicable month a quantity of the subject chemical not exceeding the maximum quantity (indicated in Column 3 of Appendix B) which he is permitted to deliver to any one person in any calendar month without specific authorization. Also, in the case of any such delivery, he need not show the name of the product or the end use. Instead, he must write in Column 1 "Total

small order deliveries (estimated)" and in Column 4, must specify the total estimated quantity of the subject chemical to be delivered on such orders.

(8) *Use by producers.* A producer requiring permission to use a part or all of his own production of the subject chemical shall list his own name as customer in Column 1 on Form PD-602, specifying quantity required and product manufactured. Written approval of War Production Board on such Form PD-602 shall constitute authority to the producer to use the subject chemical in the quantity and for the purposes indicated in such approved form.

(9) *Table II.* Each producer will report production, deliveries and stocks as required by Table II, Columns 9 to 16, inclusive. Distributors will fill out only Columns 10, 12 and 13. Producers and distributors will show in Column 8 Grade, as stated in Appendix A, or if no Grade is there specified, will leave Column 8 blank.

[F. R. Doc. 43-14100; Filed, August 28, 1943; 3:27 p. m.]

PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT¹

[Limitation Order L-180 as amended August 28, 1943]

MATERIALS ENTERING INTO THE PRODUCTION OF REPLACEMENT STORAGE BATTERIES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of antimony, lead, tin, rubber, and other materials entering into the production of automotive replacement storage batteries used in the operation of passenger automobiles and light trucks, medium and heavy trucks, truck tractors, truck trailers, passenger carriers and off-the-highway motor vehicles, for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3295.51¹ *Limitation Order L-180—*
(a) *Certain orders hereby superseded.* This order, Limitation Order L-180, supersedes Supplementary Limitation Order L-4-b, issued April 25, 1942, and Limitation Order L-35, issued January 22, 1942, as amended.

(b) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to the provisions of applicable priorities regulations, as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(1) *Protection of production schedules.* Producers under the terms of this order may, notwithstanding the provisions of Priorities Regulation No. 1 (Part 944), schedule production of automotive replacement storage batteries without regard to purchase orders or contracts placed with them for other materials on ratings lower than A-2.

(c) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

¹ Formerly Part 3034, § 3034.1.

(2) "Passenger automobile" means any passenger vehicle, including station wagons and taxicabs, propelled by an internal combustion engine, and having a seating capacity of less than eleven (11) persons.

(3) "Light truck" means a complete motor truck or truck-tractor with a gross vehicle weight rating of less than 9,000 pounds, as authorized by the manufacturer thereof, or the chassis thereof.

(4) "Medium and/or heavy motor truck" means a complete motor truck or truck-tractor with a gross vehicle weight rating of 9,000 pounds or more, as authorized by the manufacturer thereof, or the chassis thereof.

(5) "Truck trailer" means a complete semi-trailer or full trailer having a load-carrying capacity of 10,000 pounds or more, as authorized by the manufacturer thereof, and designed exclusively for the transportation of property or persons, or the chassis thereof.

(6) "Passenger carrier" means a complete motor coach for passenger transportation, having a seating capacity of not less than eleven (11) persons.

(7) "Off-the-highway motor vehicle" means a motor truck, truck-tractor and/or trailer, operating off the public highway normally on rubber tires and specially designed to transport materials, property or equipment on mining, construction, logging or petroleum development projects.

(8) "Automotive replacement storage battery" means any electric storage battery which has been completely assembled and sealed, whether uncharged or charged, and which is designed and built for operating a starter, ignition system, lighting system, or electrical signaling device on any passenger automobile, light, medium and heavy motor truck, truck tractor, truck trailer, passenger carrier or off-the-highway motor vehicle, and which may be used to replace a storage battery delivered as original equipment for any such vehicle. Automotive replacement storage batteries are sometimes referred to hereafter for convenience as "replacement batteries."

(9) "Rebuilt automotive storage battery" means any used automotive storage battery which has been repaired, rebuilt in part or in whole and/or recharged for sale, referred to sometimes hereafter for convenience as "rebuilt batteries."

(10) "Loan or rental storage battery" means any new automotive replacement storage battery or any used automotive storage battery, repaired, rebuilt in whole or in part, and/or recharged to be used by any person for loaning, or renting, in order to permit the replacing, repairing, rebuilding and/or recharging of a battery.

(11) "Ampere hour capacity" means the ampere hour capacity of an automotive replacement storage battery as developed on or before the third discharge when tested at the 20-hour rate at 80 degrees Fahrenheit.

(12) "Group" means either (i) one division (of those numbered I, II, III, IV, V) of the "Table of Maximum Adjusted Units for Automobile Batteries in Passenger Car Service," as issued in 1939 by the National Battery Manufacturers Association, Inc., now known as Associa-

tion of American Battery Manufacturers and referred to in paragraph (d) below as AABM; or (ii) A battery number, as shown in Table I, "Battery Classifications, Ratings and Dimensions," appearing on page 103 of the publication entitled "Storage Batteries for Motor Vehicles," issued in 1938 by the Society of Automotive Engineers, Inc., and referred to in paragraph (d) below as SAE.

(13) "Producer" means any individual, partnership, association, corporation, or other form of business enterprise engaged in the manufacture or rebuilding of automotive replacement storage batteries for sale.

(14) "Inventory" means a stock of automotive replacement storage batteries (new and rebuilt) on hand, on consignment, or held for the account of the owner thereof in any other name, manner or place.

(15) "Distributor" means any person not a producer whose business consists, in whole or in part of the sale from inventory of storage batteries, as defined in sub-paragraphs (8), (9) and (10) above. Distributor includes wholesalers, warehouses, jobbers, dealers, retailers and other persons performing similar functions.

(16) "Consumer" means the owner or operator of the automotive vehicle for which a replacement battery is acquired, or the user of such battery for any other purpose.

(17) "Double insulation" means, in battery construction, the use of a retaining sheet of porous or perforated material between the positive plate and the single separator.

(18) "Single insulation" means, in battery construction, the use of wood separators only.

(d) *Limitations on ampere hour capacities of replacement batteries for passenger automobiles and light trucks.* (1) On and after August 29, 1942, no producer shall manufacture any replacement batteries for passenger automobiles and light trucks except with single insulation and only in the following minimum ampere hour capacities:

		Minimum ampere hour capacity 20-hour rate 80° F.
AABM	SAE	
Group	Group	
I.....	IM.....	80
II.....	IH.....	90
IS.....	100
IS.....	2L.....	90
(E-116) (IIE-125).....	2ME.....	100
IIHF (Ford).....	110
(II-115).....	(2M-105) (2H-116).....	100
IIIS.....	3L.....	110
III.....	3M (3H-133).....	120
	(Special 12 Volt)	45-50

(2) Notwithstanding the limitations on insulation of replacement batteries specified in paragraph (d) (1) above, a producer may manufacture one (1) model with double insulation in not more than three of the above groups.

(3) From Groups IV and V of AABM, or from Groups 4H and 5H of SAE, a producer may manufacture only one battery in each group. However, such bat-

teries may be constructed either with single or double insulation.

(e) *Limitations on ampere hour capacities and container sizes of replacement batteries for medium and heavy trucks, truck tractors, truck trailers, passenger carriers and off-the-highway motor vehicles.* (1) On and after September 30, 1942, other than as permitted

in sub-paragraph (2) below no producer shall manufacture any replacement batteries for medium and heavy trucks, truck tractors, truck trailers, passenger carriers and off-the-highway motor vehicles except one (1) in each size within the following minimum-maximum ampere hour capacities and minimum-maximum container sizes:

	Ampere hour capacity 20-hour rate 80° F.		Volts	Container sizes					
				Long		Wide		High	
	Mini- mum	Maxi- mum		Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum
For batteries with double insulation									
Size A.....	155	165	6	16	16½	7¼	7¾	9¼	11
Size B.....	195	220	6	19¾	20½	7¾	7¾	9¼	11
Size C.....	235	245	6	22½	23½	7¾	7¾	9¼	11
Size D.....	385	395	6	21½	22	10¾	10¾	12	12½
Size E.....	95	105	12	17½	18	7½	8	9¼	11
Size F.....	95	105	12	19½	21½	7¾	7¾	9¼	11
Size G.....	115	125	12	20½	21½	8½	9	9¼	11
Size H.....	135	145	12	20½	21½	9	10	9¼	11
Size I.....	155	165	12	20¾	21½	10¾	11¼	9¼	11
For batteries with single insulation									
Size J.....	195	205	6	16	16½	6¾	7¼	9	10¾
Size K.....	335	345	6	25	25½	7¾	7¾	9¼	11½
Size L.....	140	155	12	20¾	21½	8½	9	9¼	11
Size M.....	150	170	12	20¾	21½	9	10	9¼	11
Size N.....	180	205	12	20¾	21½	10¾	11¼	9¼	11

(2) Producers may manufacture replacement batteries in capacities and sizes other than as specified in sub-paragraph (1) of this paragraph (e) only from materials on hand on August 29, 1942, provided:

(i) No additional material is required;
(ii) Such material cannot be consumed without change in form in manufacturing replacement batteries of the capacities and sizes specified in sub-paragraph (1) above;

(iii) Replacement batteries so produced be included in the number authorized for production in the periods specified in paragraph (f) below.

(f) *Restrictions on production of replacement batteries for passenger automobiles, light, medium and heavy trucks, truck tractors, truck trailers, passenger carriers and off-the-highway motor vehicles.* (1) No producer shall, during any calendar quarter of 1943, manufacture automotive replacement storage batteries in excess of the number (hereinafter referred to as "quota") obtained by multiplying the percentage shown below for that calendar quarter of 1943 by the total number of such batteries sold by him during the calendar year 1941:

Calendar Quarter of 1943:	Percentage of 1941 sales
January 1 to March 31.....	22½
April 1 to June 30.....	22½
July 1 to September 30.....	30
October 1 to December 31.....	25

(2) Notwithstanding subparagraph (1) of this paragraph (f), a producer may, in addition to the quotas permitted thereby,

(i) Manufacture during the second, third and fourth calendar quarters of 1943 that number of replacement batteries by which he failed to reach his full quota during the next preceding calendar quarter provided that this ad-

ditional production does not exceed 5% of the number of replacement batteries sold by him during the calendar year 1941; and, in addition,

(ii) Manufacture during the first, second and third calendar quarters of 1943 not in excess of 5% of the number of such batteries sold by him during the calendar year 1941, provided he deducts such number from his quota for the next succeeding calendar quarter of 1943; *And Provided further*, That in no event shall any producer manufacture during the calendar year 1943 a number of such replacement batteries in excess of 100% of the number of such batteries which he sold during the calendar year 1941.

(3) *Additional 5% production authorized.* In addition to the production authorized by subparagraphs (1) and (2) (i) (ii) of this paragraph (f), producers may manufacture replacement batteries during the period July 1, 1943 to December 31, 1943 in an amount equal to 5% of the total number of such batteries sold by the producer during the calendar year 1941. In no event, however, shall the total production of any producer for the year 1943 exceed 105% of the number of replacement batteries sold by him during the year 1941.

(4) *Foregoing not applicable to producers of less than 25,000 units.* The restrictions on production of replacement batteries contained in this paragraph (f) (1) and (2) (i) (ii) and (3) shall not apply to a producer who during the year 1941 sold less than 25,000 replacement batteries; provided, however, that during the year 1943 his total production shall not exceed 25,000 units.

(5) *Plants in certain cities not authorized to increase their production.*

Producers whose plants are located in Niagara Falls, New York; Los Angeles, California; San Francisco, California; Portland, Oregon; and Seattle, Washington; are not authorized to produce replacement batteries in those plants in the increased amounts provided for in subparagraphs (3) and (4) alone.

(g) *Restrictions on inventories of producers of automotive replacement batteries.* (1) No producer shall have in inventory on the first day in any month a stock of replacement batteries and rebuilt batteries as defined in paragraphs (c) (8) and (9) above, in excess of one third of the number of batteries sold by him during the calendar year 1941.

(h) *General restrictions—(1) Certificate of compliance required.* No distributor shall order and no distributor or producer shall deliver replacement batteries to a distributor unless each order (or written confirmation thereof, if such order is placed by telephone or telegraph) is accompanied by a certificate in the following form:

Certificate of Compliance with Order L-180

The quantity of replacement batteries on the attached purchase order does not exceed the quantity which I am entitled to order under the provisions of Limitation Order L-180, with the terms of which I am familiar.

(Signed) _____

Firm, partnership or corporation

By _____

Title of individual

Address of firm, partnership or corporation

A copy of each such certificate must be retained by the seller as part of his records.

(2) *Return of used batteries.* On and after August 29, 1942, no producer or distributor shall sell or deliver a new or rebuilt replacement battery to any consumer unless such consumer delivers to the seller concurrently with his purchase one used battery of the same size or larger for each replacement battery delivered to such consumer. The provisions of this paragraph (h) (2) shall not apply to any Federal or Territorial department, bureau or agency, State or political subdivision thereof, which is forbidden by law from making such disposal of used batteries.

(3) *Consumer's certificate.* Notwithstanding the provisions of paragraph (h) (2) above, a producer or distributor may sell and deliver a replacement battery to a consumer without receiving a used battery in exchange therefor provided that: (i) The producer or distributor does not install such replacement battery in the consumer's vehicle; and (ii) the consumer signs and delivers to the producer or distributor with each purchase order (or written confirmation thereof if such order is placed by telephone or telegraph) a certificate in the following form:

Consumer's Certificate

I hereby certify that: (a) the replacement battery specified on this order is essential for the operation of a vehicle I now own or operate; (b) the replacement battery will be used only to replace a battery, which to the

best of my knowledge, cannot be economically reconditioned; and (c) I will, within thirty days after receiving the replacement battery here ordered, dispose of through scrap channels a used automotive battery (excepting in the event of the loss or theft of such battery) of similar size for each replacement battery delivered to me.

(Signed) _____
Vehicle Owner or Operator

Address

Date _____

A copy of each such certificate must be retained by the producer or distributor as part of his records.

(4) *Electric fence user's certificate.* Notwithstanding the provisions of paragraph (h) (2) above, a producer or distributor may sell or deliver a replacement battery to a consumer without receiving a used battery in exchange therefor, provided that the consumer purchases the battery for use in connection with an electric fence or other piece of farm machinery which had formerly been operated in whole or in part by dry cell batteries, and provided further that the producer or distributor secures from the consumer, for each purchase order (or written confirmation thereof if such order is placed by telephone or telegraph) the consumer's signature to a certificate, to be supplied by the producer or distributor, in the following form:

Electric Fence or Farm Equipment User's Certificate

I hereby certify that the battery purchased by me under this date is for use in connection with an electric fence or other farm equipment; that I have previously not used a storage battery for this purpose and, therefore, have no used battery to turn in.

(Signed) _____
Purchaser

Address

Date _____

(i) *General restrictions on inventories.* (1) No distributor shall accept delivery of any replacement batteries and/or rebuilt batteries, which in combination with his existing inventory will aggregate more than a ninety (90) day supply. In any month a ninety (90) day supply means the aggregate number of replacement batteries and rebuilt batteries sold during the corresponding month in 1942 plus the number sold in the next two (2) succeeding months in 1942.

(2) No producer or distributor may keep in his possession, or under his control for a period of more than thirty (30) days any metal-containing parts of any used, traded-in, imperfect or condemned replacement battery or rebuilt battery for the purpose of repairing or rebuilding the same, or for any other purpose, but must dispose of such parts through customary disposal or scrap channels.

(3) The provisions of this paragraph (i) shall not apply to distributors located in Alaska, Hawaii, Panama Canal Zone, Puerto Rico or the Virgin Islands.

(j) *Exceptions to applicability of this order.* The limitations and prohibitions contained in this order shall not be applicable to the manufacture, sale or delivery of replacement batteries under

contract or orders for delivery to or for the account of:

(1) The Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Administration, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development;

(2) The government of any of the following countries: Belgium, China, Czechoslovakia, Free France, Greece, Iceland, Netherlands, Norway, Poland, Russia, Turkey, United Kingdom, including its Dominions, Crown Colonies and Protectorates, and Yugoslavia;

(3) Any agency of the United States Government, for delivery to, or for the account of, the government of any country listed above, or any other country, including those in the Western Hemisphere, pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act).

(k) *Records.* Every person to whom this order applies shall keep and preserve for a period of not less than two years accurate and complete records of his inventories, production and sales.

(l) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(m) *Reports.* All persons affected by this order shall execute and file with the War Production Board such reports and questionnaires as said Board shall from time to time require.

On or before February 15, 1943, each producer shall file with the Automotive Division of the War Production Board, Form PD-766 reporting total shipments of automotive replacement storage batteries for the years 1941 and 1942. On or before the 15th day of April, July, and October, 1943 and the 15th day of January 1944, each producer shall file Form PD-765 reporting its shipments of automotive replacement storage batteries during the preceding calendar quarter.

(n) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact, or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, materials under priority control and may be deprived of priorities assistance by the War Production Board.

(o) *Appeals.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship upon him, may appeal by letter to the War Production Board, Automotive Division, Ref: L-180, setting forth pertinent facts and the reasons such person considers that he is entitled to relief. The War Production Board may thereupon take such action as it deems appropriate.

(p) *Communications to the War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall unless otherwise directed, be addressed to: War Production Board, Automotive Division, Washington 25, D. C., Ref.: L-180.

(q) [Revoked January 5, 1943.]

Issued this 28th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14099; Filed, August 28, 1943;
3:28 p. m.]

Subchapter A—General Provisions

PART 903—DELEGATIONS OF AUTHORITY

[Directive 16, Amdt. 1]

AIRCRAFT INVENTORY TRANSFERS

Section 903.28 *Aircraft inventory transfers* is hereby amended in the following respects:

(1) Paragraph (a) is amended by inserting after the words "Schedule A attached" appearing in the sixth line thereof the following words "as revised August 30, 1943."

(2) Schedule B is amended by adding the following items:

11. Swaged cable terminals. Specifications; AN-666 through AN-669.

12. Elastic stop nuts or equivalent. Standard or equivalent catalog parts only. (No special drawing parts to be incl.)

13. Boots self-locking nuts or equivalent. Standard or equivalent catalog parts only. (No special drawing parts to be incl.)

14. Aircraft valves ("Parker," "Weatherhead," etc.). Standard AN, AC, and NAF part numbers only, but not including oxygen valves or high pressure valves.

15. Aircraft fittings ("Parker," "Weatherhead," etc.). Standard AC 811, AN and NAF part numbers only.

16. Spencer thermostats. Standard NAF and manufacturers catalog numbers (including specifications).

17. Flexible conduit. Standard AN numbers all sizes.

18. Conduit couplings. Standard AN numbers all sizes.

19. Aircraft switches and circuit breakers. Standard AN numbers or equivalent catalog parts numbers.

20. Plugs (cannon, breeze, amphenol, etc.). Standard AN numbers or equivalent catalog parts numbers only. (No special drawing parts to be included.)

21. Connectors. (Cannon, Breeze, Amphenol, etc.). Standard AN or equivalent catalog parts numbers only. (No special drawing parts to be included.)

22. Motors (electric). Fractional motors to 1 1/4 horse. Standard manufacturers catalog numbers.

23. Micro switches. Standard catalog numbers including special drawing parts numbers.

24. Temperature and pressure control bellows. Standard AN, AC and NAF part numbers only.

25. Resistors. Specifications NAF 1099 and standard catalog numbers only. No special drawings to be included.

26. Rheostats and potentiometers. Specifications NAF 1099 and standard catalog parts numbers only. No special drawings to be included.

27. Bearings as listed.

Guide rollers.
Needle rollers.
Fair-Leads.
Bell cranks.
Rod ends.
A-500.
Metric metal shielded.
Metric elt sealed.
Metric series.
Miscellaneous.
S-K.
S-D.
S-DD.
200S.
Cable and fittings.

List manufacturers name and catalog number where AN numbers do not apply.

28. Tachometer shafts. 2', 4', 5', 7', 8' lengths. Specification AN 94-9205 series.

29. Tachometer leads. 10', 15', 35', 40', 50' lengths. Specifications AN 94-27971.

30. High pressure air valves. "Parker," "Schrader" or "Dill." Specifications AN 812-1.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; WPB Reg. 1 as amended March 24, 1943, 8 F.R. 366, 3696)

Issued this 30th day of August 1943.

C. E. WILSON,

Executive Vice Chairman and
Chairman, Aircraft Production Board.

[F. R. Doc. 43-14146; Filed, August 30, 1943;
11:42 a. m.]

Subchapter B—Executive Vice Chairman

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 11B, Amdt. 1]

RATING FOR MANUFACTURERS NOT OBTAINING MATERIALS UNDER CONTROLLED MATERIALS PLAN

Section 944.32B *Priorities Regulation 11B* is amended as follows:

(1) By striking "manufacturers who do not obtain such materials under the controlled materials plan" from the first sentence of paragraph (a) and inserting, "the manufacture of products other than Class A or Class B products", and adding at the end of paragraph (a), "A manufacturer of a Class A or a Class B product cannot use this regulation to get priorities assistance to buy production materials needed for the manufacture of a Class A or a Class B product."

(2) By striking the second sentence of paragraph (b) (1).

(3) By striking "form PD-870" at the end of the first sentence of paragraph (c) and substituting, "form WPB-2613 (formerly PD-870)".

(4) By adding the following unnumbered paragraph to paragraph (c):

The application must show all production materials (including products to round out a line) for which priorities assistance is requested. If an applicant desires priority assistance for materials where under an order or regulation of the War Production Board specification

of quality and quantity must be shown, (for example, M-328—"Textiles, Clothing, Leather and Related Products"), the applicant must describe the material on the application form in sufficient detail to meet the requirements of the order or regulation before priorities assistance will be granted.

(5) Change the title of paragraph (d) by striking, "form PD-870" and substituting, "form WPB-2613 (formerly PD-870)"; and striking "form PD-870" in the first sentence of paragraph (d) and substituting, "form WPB-2613 (formerly PD-870)".

(6) Change paragraph (e) by striking, "form PD-870" and substituting, "form WPB-2613 (formerly PD-870)", in the first sentence of subparagraph (1); and by striking, "form PD-870" and substituting, "form WPB-2613 (formerly PD-870)" in the first sentence of subparagraph (2).

(7) By adding a new paragraph (e-1) after paragraph (e) as follows:

(e-1) *Restrictions on use of ratings.* No ratings assigned on form WPB-2613 (formerly PD-870) may be used to buy any production material not listed on the form, nor may it be used to buy any item shown on List A of Priorities Regulation No. 3.

Issued this 28th day of August, 1943.

WAR PRODUCTION BOARD,

By J. JOSEPH WHELAN,

Recording Secretary.

[F. R. Doc. 43-14086; Filed, August 28, 1943;
3:27 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-412]

AMCO BRASS & STEEL SUPPLY CO.

Morris Cohen and Abraham Cohen, doing business as Amco Brass & Steel Supply Company, a partnership, located at 428 Broome Street, New York, New York, is engaged in buying and selling a miscellaneous line of prime and used metals, motors, dies, tools, general hardware and junk. During the period September 10, 1942, through January 27, 1943, the respondent delivered at least 3690 pounds of copper scrap without specific authorization as required by Supplementary Order M-9-b of the War Production Board. Respondent likewise violated General Preference Order M-9-a by making deliveries of copper without receiving proper preference ratings, and by receiving delivery of approximately 8,400 pounds of copper base alloy, knowing that such delivery was made in violation of that Order. Respondent, moreover, failed to keep proper records as required by Priorities Regulation No. 1. The respondents knew of these Orders, but failed to abide by them. These willful violations of the respondents have hampered and impeded the war effort of the United States. In view of the foregoing: *It is hereby ordered, That:*

§ 1010.412 *Suspension Order S-412.* (a) Deliveries of material to Morris Cohen and Abraham Cohen, individually or as partners, doing business as Amco Brass & Steel Supply Co., or otherwise,

their successors or assigns, shall not be accorded priority over deliveries under any other contract or order and no preference rating shall be assigned, applied or extended to such deliveries by means of preference rating certificates, preference rating orders, general preference orders or any other orders or regulations of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(b) No allocation or allotment to Morris Cohen or Abraham Cohen individually, or as a partnership, doing business as Amco Brass & Steel Supply Co., or otherwise, shall be made of any materials or products, the supply or distribution of which is governed by any order of the War Production Board, unless hereafter specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Morris Cohen or Abraham Cohen, individually, or as a partnership, doing business as Amco Brass & Steel Supply Co., or otherwise, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on August 30, 1943, and shall expire on November 30, 1943.

Issued this 23d day of August 1943.

WAR PRODUCTION BOARD,

By J. JOSEPH WHELAN,

Recording Secretary.

[F. R. Doc. 43-14147; Filed, August 30, 1943;
11:41 a. m.]

PART 1286—PYRETHRUM

[Allocation Order M-179, as Amended August 30, 1943]

Section 1286.1 *General reference Order No. M-179* is hereby amended to read:

§ 1286.1 *Allocation Order M-179—(a) Definitions.*

(1) "Pyrethrum" means pyrethrum flowers and the powder, dust or extract derived therefrom, excluding, however, pyrethrum insecticide.

(2) "Pyrethrum insecticide" means any compound containing pyrethrum combined with other liquid or dry materials whether active or inert, which is suitable for use as an insecticide.

(3) "Producer" means any person engaged in the import or sale of pyrethrum flowers or in the processing of pyrethrum flowers to make any powder, dust or extract derived therefrom.

(b) *Restrictions on manufacture.* (1) No person shall manufacture or process any pyrethrum insecticide containing rotenone.

(2) War Production Board may from time to time issue to producers or to manufacturers of pyrethrum insecticide, directions as to the kinds and grades of pyrethrum and of pyrethrum insecticide which may be produced.

(c) *Restrictions on deliveries.* (1) No producer shall deliver pyrethrum to any person except as specifically authorized

or directed in writing by War Production Board. No person shall accept delivery of pyrethrum which he knows or has reason to believe is delivered in violation of this order.

(2) Authorizations or directions as to deliveries to be made by producers in each calendar month will generally be issued by War Production Board prior to the beginning of such month, but may be issued at any time. They will normally be issued on Form WPB-2947 (formerly PD-602) which is to be filed by the supplier with War Production Board as explained in paragraph (f) below.

(3) If a producer is authorized or directed by War Production Board to deliver pyrethrum to any specific customer or group of customers, but is unable to make the delivery either because of receipt of notice of cancellation or otherwise, he must immediately notify War Production Board, Chemicals Division, Washington, D. C., Ref: M-179, and shall not deliver to anyone else, or use, the pyrethrum until he receives further instructions.

(d) *Restrictions on use.* (1) No producer shall use pyrethrum except as specifically authorized or directed in writing by War Production Board.

(2) War Production Board may from time to time issue directions with respect to the use or uses which may or may not be made of pyrethrum to be delivered to, or then in the inventory of, the prospective user.

(e) *Consumers to furnish statement of use.* Each person who wishes to obtain pyrethrum from any producer in any calendar month, whether for his own consumption or resale, shall on or before the 10th day of the preceding month, file a statement with respect to the intended use thereof. Such statement shall be made on Form WPB 2945 (formerly PD-600) in the manner set forth in the general instructions appearing on that form, subject to the special instructions contained in Appendix A to this order. If there is any inconsistency between the general and special instructions the special instructions must be followed.

(f) *Applications by producers.* Each producer seeking to make delivery of, or use, pyrethrum during any calendar month, must file application on or before the 15th day of the preceding month. The application shall be filed on Form WPB 2947 (formerly PD-602) in the manner set forth in the general instructions appearing on that form, subject to the special instructions contained in Appendix B to this order. If there is any inconsistency between the general and special instructions, the special instructions must be followed.

(g) *Further provisions with respect to forms.* (1) Forms WPB 2945 and WPB 2947 referred to in paragraphs (e) and (f) hereof have been approved by the Bureau of the Budget pursuant to the Federal Report Act of 1942.

(2) War Production Board may from time to time issue other and further special instructions with respect to the preparation and filing of forms WPB 2945 and WPB 2947.

(h) *Agricultural use and distribution of pyrethrum insecticides.* Use of pyrethrum insecticides in agriculture and distribution of pyrethrum insecticides to agricultural consumers (which matters are not the subject of this order) are regulated by Food Production Order No. 11.

(i) *Miscellaneous provisions—(1) Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(2) *Violations.* Any person who wilfully violates any provisions of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(3) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Division, Washington 25, D. C. Ref: M-179.

This order, as amended, shall take effect September 1, 1943.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX A—SPECIAL INSTRUCTIONS FOR CUSTOMER'S FORM WPB 2945 (FORMERLY PD-600)

1. *Obtaining forms.* Copy of Form WPB 2945 may be obtained at local Field Offices of War Production Board.

2. *Number of copies.* Prepare an original and two copies. Forward the original to the War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-179, forward one copy to the producer with whom your order is placed, and retain the second copy for your files.

3. *Information at top of form.* In the heading under "Name of chemical" specify "pyrethrum"; under "WPB Order No." specify "M-179"; under "Indicate unit of measure," specify "pounds."

4. In the heading at the top of Table I, specify the month and year for which the delivery is requested.

5. In Columns 1 and 11 (Grade) specify form, that is, whether dust, powder or liquid extract.

6. In Columns 3 and 4 (Primary product and product end use) specify the use to which pyrethrum ordered will be used, as follows:

(i) If your use is to be agricultural, whether on crops, in dairy barns or otherwise, specify "agricultural."

(ii) If use is by Army, Navy, U. S. Maritime Commission, War Shipping Administration, or other Government Agency, so state, and also indicate destination, preference rating, if any, and how material will be used.

(iii) If use is neither in agriculture nor by a government agency, state as accurately as possible specific purpose to which the pyrethrum ordered will be put.

(iv) If application is for resale, applicant will specify "resale" and will indicate the general class of use for which he proposes to resell the pyrethrum ordered.

(v) Applicant will fill out completely Table II, and will leave blank Tables III, IV, and V.

APPENDIX B—SPECIAL INSTRUCTIONS FOR PRODUCER'S FORM WPB 2947 (FORMERLY PD-602)

1. *Obtaining forms.* Copies of Form WPB 2947 may be obtained at local Field offices of the War Production Board.

2. *Number of copies.* Except as stated in the next paragraph, prepare original and four copies. File original and three copies with War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-179, retaining the fourth copy for your files. The original must be signed on behalf of the applicant by a duly authorized official.

3. *Separate set for agriculture deliveries.* If the orders placed with you for pyrethrum are not only for agricultural uses but also for other uses, file a separate set of Form WPB 2947 for the agricultural use orders and a separate set for orders for all other uses. Also, in the case of each set of Form WPB 2947 which relates to orders for agricultural use, prepare and file with the War Production Board an original and four copies of such form.

4. *Information at top of form.* In the heading, under "Name of Material", specify "Pyrethrum"; under "WPB Order No.", specify "M-179"; under "Grade", specify form, that is, whether dust, powder or liquid extract; under "This schedule is for deliveries to be made during month/quarter ending _____, 194_", strike out "quarter" and indicate the month and year for which authorization to make delivery is sought; under "Indicate unit of measure", specify "pounds".

5. *Listing of names.* In Column 1, list names of customers. If it is necessary to use more than one sheet to list customers, number each sheet in order and show grand totals for all sheets on the last sheet, which is the only one that need be certified.

6. *Use.* In Column 1a, specify the use to which the pyrethrum is to be put by your customer, as indicated on the Form WPB 2945, filed with you, pursuant to paragraph (e). If customer has two or more uses, show each use separately and the quantity applicable to each use.

7. *Producers' use.* A producer requiring permission to use all or part of his own production shall list his own name as customer on Form WPB 2947 specifying quantity required and the purpose for which required. Written approval of War Production Board on such Form WPB 2947 will constitute authority to the producer to use pyrethrum in the quantity and for the purposes indicated in such approved form.

8. *Table II.* Each producer will report production, deliveries and stocks as required by Columns 9 to 16 inclusive.

[F. R. Doc. 43-14148; Filed, August 30, 1943; 11:43 a. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Schedule 11 to Limitation Order L-211]

STEEL PRESSURE PIPE

§ 3102.12 *Schedule 11 to Limitation Order L-211—(a) Purpose and scope.* This schedule prescribes certain standards for the manufacture of steel pressure pipe, as herein defined. The schedule does not relate to use; steel pressure pipe made in accordance with this sched-

ule may be used for any purpose, subject to any restrictions contained in other War Production Board orders.

(b) *Definitions.* For the purpose of this schedule:

(1) "Steel pressure pipe" means carbon and alloy steel pipe applicable for conveying fluids at normal or elevated temperatures or pressures. The term does not include steel pressure tubes or steel pipe as defined in Schedules 12 and 13 to Limitation Order L-211, or alloy steel pipe containing more than 10 percent chromium or recoil tubing.

(2) "Government order" means an order placed:

(i) By the government of the United States or any department or agency thereof, or

(ii) By any other person covering material to be physically incorporated into material to be delivered to such government, department, or agency, or

(iii) By a warehouse which has been designated by such government, department, or agency as a source of supply for government orders, for delivery to a stock maintained for that purpose.

(c) *Restrictions on sizes and dimensions.*—(1) *Government orders.* No person shall produce, fabricate or deliver any steel pressure pipe except in the sizes and dimensions set forth in the respective specifications of List 2 or Table 1 of this schedule.

(2) *Other orders.* No person shall produce, fabricate or deliver on any order not a government order any steel pressure pipe except in the sizes and dimensions set forth in Table I of this schedule.

(d) *Restrictions on specifications.*—(1) *Government orders.* No person shall produce, fabricate, or deliver on a government order, any steel pressure pipe except to a specification set forth in List 1 or List 2 of this schedule.

(2) *Other orders.* No person shall produce, fabricate or deliver on any order not a government order, any steel pressure pipe except to a specification set forth in List 1 of this schedule.

(e) *Acceptance of delivery.* No person shall accept delivery of steel pressure pipe which he knows or has reason to believe was produced, fabricated, or delivered in violation of the provisions of paragraphs (c) and (d).

(f) *Exceptions.* The provisions of this schedule shall not prevent:

(1) Production, fabrication, delivery, or acceptance of steel pressure pipe for which an order was entered prior to August 30, 1943, provided shipment of the entire order is made on or before October 30, 1943.

(2) Delivery or acceptance of steel pressure pipe which because of errors in

manufacture does not conform to the requirements of this schedule, provided such requirements are waived by the purchaser or procuring agency.

(3) Waiver by the purchaser or procuring agency of any of the inspection or test requirements of any specification.

(4) Production, fabrication, delivery, or acceptance of steel pressure pipe in other diameters or wall thicknesses for use in the manufacture of steel pipe fittings, boiler water walls, water screens, economizers, headers, or manifolds.

(5) Production, fabrication, delivery, or acceptance of steel pressure pipe not conforming to the requirements of paragraph (d) when certified by the United States Army or Navy to the producer, fabricator, or supplier and to the Steel Division, War Production Board, as being necessary to insure the military characteristics of the item for which the steel pressure pipe is required. Such certification shall specify the contract involved and the justification for the exception.

(6) Production, fabrication, delivery, or acceptance of steel pressure pipe

specifically permitted in writing by the War Production Board. In the case of alloy steel pressure pipe, such permission may be granted with respect to chemical composition by the approval of a melting, production, or delivery schedule.

(g) *Records.* Each person owning or possessing steel pressure pipe excepted by the provisions of paragraph (f) shall retain records of such material available for inspection by duly authorized representatives of the War Production Board. In addition, each person accepting an order for steel pressure pipe excepted by the provisions of paragraph (f) (5) shall furnish details of such order to the Steel Division, War Production Board, within ten days after such acceptance. The record-keeping and reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST 1.—PERMISSIBLE SPECIFICATIONS FOR GENERAL USE, STEEL PRESSURE PIPE

Tensile strength psi and process	Composition	Specification designation and grade
Lap-welded:		
45,000 minimum.....	Carbon steel (Open-Hearth).....	ASTM-A106-42T, Welded.
Seamless:		
45,000 minimum.....	Carbon steel (killed).....	ASTM-A106-42T, Grade A.
60,000 minimum.....	Carbon steel (Silicon killed).....	ASTM-A106-42T, Grade B.
55,000 minimum.....	Carbon-molybdenum (.40-.55Mo).....	ASTM-A206-42T, Grade P1.
55,000 minimum.....	Carbon-molybdenum (.40-.55Mo).....	ASME-S-34-1940, Grade P1.
60,000 minimum.....	Chromium-molybdenum (4.00-5.50Cr, .40-.55Mo).....	ASTM-A158-42T, Grade P5a.
60,000 minimum.....	Chromium-molybdenum Stabilized (4.00-5.50Cr, .40-.55Mo).....	ASTM-A158-42T, Grade P5c.
60,000 minimum.....	Chromium-silicon-molybdenum (1.00-1.50Cr, .40-.55Mo).....	ASTM-A158-42T, Grade P11.
60,000 minimum.....	7 Chromium (.50-1.00Si, 6.00-7.50Cr, .40-.55Mo).....	ASTM-A158-42T, Grade EP16.
60,000 minimum.....	9 Chromium (.50-1.00Si, 8.00-9.50Cr, .80-.95Mo).....	ASTM-A158-42T, Grade EP17.
60,000 minimum.....	Chromium-molybdenum (4.00-5.50Cr, .40-.55Mo).....	ASME-S-34-1940, Grade P5a.
60,000 minimum.....	Chromium-molybdenum stabilized (4.00-5.50Cr, .40-.55Mo).....	ASME-S-34-1940, Grade P5c.
60,000 minimum.....	Chromium-silicon-molybdenum (1.00-1.50Cr, .40-.55Mo).....	ASME-S-34-1940, Grade P11.
60,000 minimum.....	7 Chromium (.50-1.00Si, 6.00-7.50Cr, .40-.55Mo).....	ASME-S-34-1940, Grade EP16.
60,000 minimum.....	9 Chromium (.50-1.00Si, 8.00-9.50Cr, .80-.95Mo).....	ASME-S-34-1940, Grade EP17.

NOTE: List 1, Titles of permissible specifications and applicable amendments thereto are as follows:

American Society for Testing Materials, tentative specifications:

ASTM-A106-42T—Lap-Welded and Seamless Steel Pipe For High Temperature Service.

ASTM-A158-42T—Seamless Alloy-Steel Pipe For Service At Temperatures From 750 to 1100 F., as amended by Emergency Alternate Provisions EA-A158, adopted June 1, 1943.

ASTM-A206-42T—Seamless Carbon-Molybdenum Alloy Steel Pipe For Service At Temperatures From 750 to 1000 F., as amended

by Emergency Alternate Provisions EA-A206, adopted June 1, 1943.

American Society of Mechanical Engineers Boiler Construction Code, Material Specifications and Addenda thereto:

ASME-S-34-1940—Seamless Alloy-Steel Pipe For Service At Temperatures From 750 to 1100 F.

ASME-S-45-1940—Seamless Carbon-Molybdenum Alloy-Steel Pipe For Service At Temperatures From 750 to 1000 F.

NOTE 1: The U. S. Coast Guard Specifications set forth in List 2 are applicable to List 1, for use on vessels subject to inspection under the Coast Guard Inspection and Navigation Regulations.

LIST 2.—PERMISSIBLE SPECIFICATIONS FOR GOVERNMENT USE ONLY, STEEL PRESSURE PIPE

Tensile strength psi and process	Composition	Specification designation and grade
Lap-Welded:		
45,000 Minimum.....	Carbon steel (Open-Hearth).....	CG-MIN-51.11, Welded.
45,000 Minimum.....	Carbon steel.....	Navy 66P1, Classes SH300 & SH400.
48,000 Minimum.....	Copper-molybdenum (.40Cu Min., .05Mo Min.).....	Navy 66P1, Classes SH300 & SH400.
Seamless:		
48,000 Minimum.....	Carbon steel (killed).....	CG-MIN-51.11, Grade A.
60,000 Minimum.....	Carbon steel (killed).....	CG-MIN-51.11, Grade B.
55,000 Minimum.....	Carbon-molybdenum (.40-.55Mo).....	CG-MIN-51.11, Grade P1.
48,000 Minimum.....	Carbon steel.....	Navy 44T13, Types A, B, C, & D.
60,000 Minimum.....	Carbon steel (.10-.30S).....	Navy 44T13, Type E.
60,000 Minimum.....	Carbon-molybdenum (.40-.55Mo).....	Navy 44T33, Types A, B, & C.
Electric-Resistance-Welded:		
45,000 Minimum.....	Carbon steel.....	Navy 66P1, Classes SH300, SH400, SH600, SH900, SH1500, A3500.
48,000 Minimum.....	Low carbon steel.....	Navy 44T43, Grade I.
60,000 Minimum.....	Medium carbon steel.....	Navy 44T43, Grade II.
48,000 Minimum.....	Carbon steel (killed).....	Navy 44T41, Types A, B, C, & D.
48,000 Minimum.....	Copper-molybdenum (.40 Cu. Min., .05Mo Min.).....	Navy 66P1, Classes SH300, SH400, SH600, SH900, SH1500, A3500.
Metallic arc or oxyacetylene gas welded:		
48,000 Minimum.....	Low carbon steel.....	Navy 44T43, Grade I.
60,000 Minimum.....	Medium carbon steel.....	Navy 44T43, Grade II.

CG-MIN=U. S. Coast Guard, Marine Inspection and Navigation.

NOTE: List 2, Titles of permissible specifications are as follows:

Coast Guard Specification MIN 51.11—Steel Pipe.

Navy Department, Bureau of Ships, Ad Interim Specification 44T13—Tubing, Steel, Seamless, For Oil, Steam Or Water.

Navy Department, Bureau of Ships, Ad Interim Specification 44T33—Tubing, Steel, Alloy, Molybdenum, Seamless.

Navy Department, Bureau of Ships, Ad Interim Specification 44T43—Tubing, Steel,

Welded (Including Resistance Welded), For Oil, Steam, Or Water.

Navy Department Specification 44T41—Tubing, Steel, Resistance-Welded, For Oil, Steam, Or Water.

Navy Department, Bureau of Yards and Docks Tentative Specification 66P1—Power-Plant, Heating, And Ventilating Apparatus And Piping (Shore Use).

NOTE 1: The applicable issue of any of the specifications in List 2 above shall be the issue in effect on the date of the invitation to bid, or on the date of the purchase order or contract, or such subsequent issue acceptable to the producer as the procuring agency may substitute in the contract.

TABLE 1—STEEL PRESSURE PIPE SIZES PERMISSIBLE FOR GENERAL USE

Nominal pipe size, in.	Outside diameter, in.	Nominal wall thicknesses, in.									
		Schedule No.									
		10	20	30	40	60	80	100	120	140	160
1/8	0.405				0.068		0.095				
1/4	0.540				0.088		0.119				
3/8	0.675				0.091		0.126				
1/2	0.840				0.109		0.147				0.187
3/4	1.050				0.113		0.154				0.218
1	1.315				0.133		0.179				0.250
1 1/4	1.660				0.140		0.191				0.281
1 1/2	1.900				0.145		0.200				0.343
2	2.375				0.154		0.218				0.375
2 1/2	2.875				0.203		0.276				0.437
3	3.5				0.216		0.300				
3 1/2	4.0				0.226		0.318				0.531
4	4.5				0.237		0.337		0.437		0.625
5	5.563				0.258		0.375		0.500		0.718
6	6.625				0.280		0.432		0.562		0.906
8	8.625		0.256	0.277	0.322	0.406	0.500	0.593	0.718	0.812	1.125
10	10.75		0.250	0.307	0.365	0.500	0.593	0.718	0.843	1.000	1.312
12	12.75		0.250	0.330	0.406	0.562	0.687	0.843	1.000	1.125	1.406
14 O. D.	14.0	0.250	0.312	0.375	0.437	0.593	0.750	0.937	1.062	1.250	1.562
16 O. D.	16.0	0.250	0.312	0.375	0.500	0.656	0.843	1.031	1.218	1.437	1.750
18 O. D.	18.0	0.250	0.312	0.437	0.562	0.718	0.937	1.156	1.343	1.562	
20 O. D.	20.0	0.250	0.375	0.500	0.593	0.812	1.031	1.250	1.500	1.750	
24 O. D.	24.0	0.250	0.375	0.562	0.687	0.937	1.218	1.500	1.750		

NOTE 1: The decimal thicknesses listed for the respective pipe sizes represent their nominal or average wall dimensions.

[F. R. Doc. 43-14149; Filed, August 30, 1943; 11:43 a. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Schedule 12 to Limitation Order L-211]

STEEL PRESSURE TUBES

§ 3102.13 Schedule 12 to Limitation Order L-211—(a) Definitions. For the purpose of this schedule:

No. 172—7

(1) "Steel pressure tubes" means carbon and alloy steel and open-hearth and charcoal iron, boiler, superheater, still, heat exchanger and condenser tubes, except alloy steel tubes having a chromium content in excess of 10 percent.

(2) "Government order" means an order placed:

(i) By the Government of the United States or any department or agency thereof, or

(ii) By any other person covering material to be physically incorporated into material to be delivered to such government, department, or agency, or

(iii) By a warehouse which has been designated by such government, department, or agency as a source of supply for government orders, for delivery to a stock maintained for that purpose.

(b) Restrictions on specifications—(1) Government orders. No person shall produce, fabricate or deliver steel pressure tubes except to a specification set forth in List 1 or List 2 of this schedule.

(2) Other orders. No person shall produce, fabricate or deliver on any order other than a government order, steel pressure tubes except to a specification set forth in List 1 of this schedule.

(c) Acceptance of delivery. No person shall accept delivery of steel pressure tubes which he knows or has reason to believe were produced, fabricated or delivered in violation of the provisions of paragraph (b).

(d) Exceptions. The provisions of this schedule shall not prevent:

(1) Production, fabrication, delivery, or acceptance of steel pressure tubes for which an order was entered prior to August 30, 1943, provided shipment of the entire order is made on or before December 31, 1943.

(2) Delivery or acceptance of steel pressure tubes which because of errors in manufacture do not conform to the requirements of this schedule, provided such requirements are waived by the purchaser or procuring agency.

(3) Waiver by the purchaser or procuring agency of any of the inspection and test requirements of any specification.

(4) Waiver by the purchaser or procuring agency of prescribed hydrostatic tests and the substitution thereof of an alternate non-destructive test acceptable to the producer.

(5) Production, fabrication, delivery, or acceptance of steel pressure tubes when certified by the United States Army or Navy to the producer, fabricator, or supplier and to the Steel Division, War Production Board, as being necessary to insure the military characteristics of the item for which the steel pressure tubes are required. Such certification shall specify the contract involved and the justification for the exception.

(6) Production, fabrication, delivery, or acceptance of steel pressure tubes specifically permitted in writing by the War Production Board. In the case of alloy steel pressure tubes such permission may be granted with respect to chemical composition by the approval of a melting, production or delivery schedule.

(e) Records. Each person owning or possessing steel pressure tubes excepted by the provisions of paragraph (d) shall retain records of such material available for inspection by duly authorized representatives of the War Production Board. In addition, each person accepting an

order for steel pressure tubes excepted by the provisions of paragraph (d) (5) shall furnish details of such order to the Steel Division, War Production Board, within ten days after such acceptance. The record-keeping and reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST 1: SPECIFICATIONS PERMISSIBLE FOR GENERAL USE BOILER AND SUPERHEATER TUBES

Lap-welded:

Designation and grade	
Open-hearth iron	ASTM-A83-42, Type B.
Open-hearth iron	ASME-S-17, Type B.
Open-hearth iron (copper-molybdenum)	ASTM-A83-42, Type B alternate.
Open-hearth iron (copper-molybdenum)	ASME-S-17, Type B alternate.
Charcoal iron	ASTM-A83.
Charcoal iron	ASME-S-17.
Charcoal iron	AAR-M-108-40.
Low-carbon steel	ASTM-A83-42, Type A.
Low-carbon steel	ASME-S-17, Type A.
Low-carbon steel	AAR-M-108-40.
Low-carbon steel (copper-bearing)	ASTM-A83-42, Type A.
Low-carbon steel (copper-bearing)	ASME-S-17, Type A.
Electric-resistance welded:	
Open-hearth iron	ASTM-A178-40, Type B.
Open-hearth iron	ASME-S-32, Type B.
Low-carbon steel	ASTM-A178-40, Type A.
Low-carbon steel	ASME-S-32, Type A.
Low-carbon steel	AAR-M-108-40.
Medium-carbon steel	ASTM-A178-40, Type C.
Medium-carbon steel	ASME-S-32, Type C.
Low-carbon steel (killed)	ASTM-A226-40.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASTM-A250-41T, Type T1.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-65, Type T1.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASTM-A250-41T, Type T1a.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-65, Type T1a.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASTM-A250-41T, Type T1b.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-65, Type T1b.
Seamless:	
Low-carbon steel	ASTM-A83-42, Type A.
Low-carbon steel	ASME-S-17, Type A.
Low-carbon steel (copper-bearing)	AAR-M-108-40.
Low-carbon steel (copper-bearing)	ASTM-A83-42, Type A.
Low-carbon steel (killed)	ASME-S-17, Type A.
Low-carbon steel (killed)	ASTM-A192-40.
Medium-carbon steel (killed)	ASME-S-40.
Medium-carbon steel (killed)	ASTM-A210-40.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-49.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASTM-A209-42, Type T1.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-48, Type T1.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASTM-A209-42, Type T1a.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-48, Type T1a.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASTM-A209-42, Type T1b.
Carbon-molybdenum steel (0.40-0.55 Mo)	ASME-S-48, Type T1b.
Chromium-molybdenum steel	ASTM-A213-42, Type T11.
(1.0-1.5 Cr., 40-95 Mo)	ASME-S-52, Type T11.
Chromium-molybdenum steel	ASTM-A213-42, Type T22.
(2.0-2.5 Cr., 90-95 Mo)	ASME-S-52, Type T22.
Chromium-molybdenum steel	ASTM-A213-42, Type T21.
(2.75-3.25 Cr., 80-95 Mo)	ASME-S-52, Type T21.
Chromium-molybdenum steel	ASTM-A213-42, Type T5.
(4.0-5.5 Cr., 40-55 Mo)	ASME-S-52.
Chromium-molybdenum steel	ASTM-A213-42, Type T16.
(4.0-5.5 Cr., 40-55 Mo, 0.70 Ti Max)	ASME-S-52, Type T16.
Chromium-molybdenum steel	ASTM-A213-42, Type T17.
(6.0-7.5 Cr., 0.40-0.55 Mo)	ASME-S-52, Type T17.
Chromium-molybdenum steel	ASTM-A213-42, Type T18.
(8.0-9.5 Cr., 0.80-0.95 Mo)	ASME-S-52, Type T18.

HEAT EXCHANGERS AND CONDENSER TUBES

Electric-resistance-welded:

Low-carbon steel	ASTM-A214-42.
Seamless:	
Low-carbon steel	ASTM-A179-42.
Chromium-molybdenum steel (1.0-1.5 Cr., 40-55 Mo)	ASTM-A199-40, Grade 1.
Chromium-molybdenum steel (2.0-2.5 Cr., 80-95 Mo)	ASTM-A199-40, Grade 6.
Chromium-molybdenum steel (2.75-3.25 Cr., 80-95 Mo)	ASTM-A199-40, Grade 5.
Chromium-molybdenum steel (4.0-5.5 Cr., 40-55 Mo)	ASTM-A199-40, Grade 8.
Chromium-molybdenum steel (6.0-7.5 Cr., 40-55 Mo)	ASTM-A199-40, Grade E7.
Chromium-molybdenum steel (8.0-9.5 Cr., 80-95 Mo)	ASTM-A199-40, Grade E9.

STILL TUBES

Seamless:	
Low-carbon steel (killed)	ASTM-A161-40.
Carbon-molybdenum steel (40-55 Mo)	ASTM-A161-40.
Chromium-molybdenum steel (1.0-1.5 Cr., 40-55 Mo)	ASTM-A200-40, Grade 1.
Chromium-molybdenum steel (2.0-2.5 Cr., 80-95 Mo)	ASTM-A200-40, Grade 6.
Chromium-molybdenum steel (2.75-3.25 Cr., 80-95 Mo)	ASTM-A200-40, Grade 5.
Chromium-molybdenum steel (4.0-5.5 Cr., 40-55 Mo)	ASTM-A200-40, Grade 8.
Chromium-molybdenum steel (6.0-7.5 Cr., 40-55 Mo)	ASTM-A200-40, Grade E7.
Chromium-molybdenum steel (8.0-9.5 Cr., 80-95 Mo)	ASTM-A200-40, Grade E9.

NOTE: The Coast Guard Specifications set forth in List 2 are applicable to List 1 where regulations require their use on vessels subject to inspection by the Bureau of Marine Inspection and Navigation.

NOTE: Titles of permissible specifications of List 1 and effective amendments thereto are as follows:

American Society for Testing Materials
Standard Specifications:

ASTM-A83-42—Lap-Welded and Seamless Steel and Lap-Welded Iron Boiler Tubes, as amended by Emergency Alternate Provision EA-A83, adopted August 18, 1942.

ASTM-A161-40—Seamless Low-Carbon and Carbon-Molybdenum Steel Still Tubes for Refinery Service, as amended by Emergency Alternate Provisions EA-A161 adopted August 18, 1942.

ASTM-A178-40—Electric-Resistance-Welded Steel and Open-Hearth Iron Boiler Tubes, as amended by Emergency Alternate Provision EA-A178 adopted August 18, 1942.

ASTM-A179-42—Seamless Cold-Drawn Low-Carbon Steel Heat-Exchanger and Condenser Tubes, as amended by Emergency Alternate Provision EA-A179 adopted August 18, 1942.

ASTM-A192-40—Seamless Steel Boiler Tubes for High-Pressure Service, as amended by Emergency Alternate Provision EA-A192 adopted August 18, 1942.

ASTM-A199-40—Seamless Cold Drawn Intermediate Alloy-Steel Heat Exchanger and Condenser Tubes, as amended by Emergency Alternate Provisions EA-A199 adopted August 18, 1942.

ASTM-A200-40—Seamless Intermediate Alloy-Steel Still Tubes for Refinery Service, as amended by Emergency Alternate Provisions EA-A200 adopted August 18, 1942.

ASTM-A209-41T—Seamless Carbon-Molybdenum Alloy-Steel Boiler and Superheater Tubes, as amended by Emergency Alternate Provisions EA-A209 adopted August 18, 1942.

ASTM-A210-40—Medium-Carbon Seamless Steel Boiler and Superheater Tubes.

ASTM-A213-42—Seamless Alloy-Steel Boiler and Superheater Tubes, as amended by Emergency Alternate Provisions EA-A213 adopted August 24, 1942.

ASTM-A214-42—Electric-Resistance-Welded Steel Heat-Exchanger and Condenser Tubes, as amended by Emergency Alternate Provisions EA-A214 adopted August 18, 1942.

ASTM-A226-40—Electric-Resistance-Welded Steel Boiler and Superheater Tubes for High Pressure Service, as amended by Emergency

agency Alternate Provisions EA-A226 adopted August 18, 1942.

ASTM-A250-41T—Electric-Resistance-Welded Carbon-Molybdenum Alloy-Steel Boiler and Superheater Tubes, as amended by Emergency Alternate Provisions EA-A250 adopted August 24, 1942.

Association of American Railroads Specifications:

AAR-M-108-40—Boiler Tubes, Lap-Welded, Electric Resistance Welded and Seamless Steel and Lap-Welded Charcoal Iron.

American Society of Mechanical Engineers Boiler Construction Code Material Specifications Edition 1940, as amended by Addenda thereto and Interpretations thereof (including Case No. 981) issued prior to the date of this Schedule.

ASME-S-17—Lap-Welded and Seamless Steel and Lap-Welded Iron Boiler Tubes.

ASME-S-32—Electric-Resistance-Welded Steel and Open-Hearth Iron Boiler Tubes.

ASME-S-40—Seamless Steel Boiler Tubes for High-Pressure Service.

ASME-S-48—Seamless Carbon-Molybdenum Alloy-Steel Boiler and Superheater Tubes.

ASME-S-49—Medium-Carbon Seamless Steel Boiler and Superheater Tubes.

ASME-S-52—Seamless Alloy-Steel Boiler and Superheater Tubes.

ASME-S-65—Electric-Resistance-Welded Carbon-Molybdenum Alloy-Steel Boiler and Superheater Tubes.

LIST 2: SPECIFICATIONS PERMISSIBLE FOR GOVERNMENT USE ONLY

STEEL PRESSURE TUBES

Boiler and Superheater Tubes

Lap-Welded:	Designation and grade
Low-Carbon Steel	Navy 44T11, Grade A.
Low-Carbon Steel	Federal WW-T-731, Grade A.
Low-Carbon Steel	C. G., MIN-51.9, Grade A.
Open-Hearth Iron	Navy 44T11, Grade B.
Open-Hearth Iron	Federal WW-T-731, Grade B.
Open-Hearth Iron	C. G., MIN-51.9, Grade B.
Charcoal Iron	Federal WW-T-721.
Charcoal Iron	C. G., MIN-51.9.
Electric Resistance Welded:	
Low-Carbon Steel	Navy 44T11, Grade A.
Low-Carbon Steel	Federal WW-T-731, Grade A.
Low-Carbon Steel	C. G., MIN-51.9a, Grade A.
Medium-Carbon Steel	C. G., MIN-51.9a, Grade C.
Carbon Steel (Killed)	Navy 44T42, Class a.
Carbon Steel (Silicon Killed)	C. G., MIN-51.9a, Grade D.
Open-Hearth Iron	Navy 44T11, Grade B.
Open-Hearth Iron	Federal WW-T-731, Grade B.
Open-Hearth Iron	C. G., MIN-51.9a, Grade B.
Seamless:	
Low-Carbon Steel	Navy 44T11, Grade A.
Low-Carbon Steel	Federal WW-T-731, Grade A.
Low-Carbon Steel	C. G., MIN-51.9, Grade A.
Carbon Steel (Killed)	Navy 44T3, Class a.
Carbon Steel (Killed)	C. G., MIN-51.10, High Pressure.
Medium-Carbon Steel (Killed)	C. G., MIN-51.10, Medium-Carbon.
Open-Hearth Iron	Navy 44T11, Grade B.
Open-Hearth Iron	Federal WW-T-731, Grade B.
Carbon-Molybdenum (0.40-0.55Mo)	C. G., MIN-51.10, Grade T1.
Carbon-Molybdenum (0.40-0.55Mo)	C. G., MIN-51.10, Grade T1a.
Chromium-Molybdenum (4.0-5.50Cr, 0.40-0.60Mo)	Navy 44T3, Class b.

NOTE: Titles of permissible specifications of List 2 are as follows:

Navy Dept. Specification 44T3—Tubes; Boiler, Seamless.
Navy Dept. Specification 44T11—Tubes; Boiler, Steel, Commercial.
Navy Dept. Specification 44T42—Tubes; Boiler, Resistance Welded.
Federal Specification WW-T-721—Tubes; Boiler, Charcoal-Iron, Lap-Welded.
Federal Specification WW-T-731—Tubes; Boiler, Steel.

Coast Guard Specification MIN-51.9—Lap-Welded and Seamless Steel and Lap-Welded Iron Boiler Tubes.

Coast Guard Specification MIN-51.9a—Electric-Resistance-Welded Steel and Open-Hearth Iron Boiler and Superheater Tubes.

Coast Guard Specification MIN-51.10—Seamless Steel Boiler Tubes for High-Pressure Service; Medium-Carbon Seamless Steel Boiler and Superheater Tubes; Carbon-Molybdenum Alloy-Steel Boiler and Superheater Tubes.

NOTE: The applicable issue of any of the specifications in List 2 above shall be the issue in effect on the date of the invitation to bid, or on the date of the purchase order or contract, or such subsequent issue acceptable

to the producer as the procuring agency may substitute in the contract.

[F. R. Doc. 43-14150; Filed, August 30, 1943; 11:43 a. m.]

PART 3102—NATIONAL EMERGENCY SPECIFICATIONS FOR STEEL PRODUCTS

[Schedule 13 to Limitation Order L-211]

STEEL PIPE

§ 3102.14 Schedule 13 to Limitation Order L-211—(a) Purpose and scope. This schedule prescribes certain stand-

ards for the manufacture of steel pipe, as herein defined. The schedule does not relate to use: steel pipe made in accordance with this schedule may be used for any purpose, subject to any restrictions contained in other War Production Board orders.

(b) Definitions. For the purpose of this schedule:

(1) "Steel pipe" means carbon and alloy steel, open-hearth iron and wrought iron pipe including main and line pipe in diameters up to 48 inches inclusive, standard pipe, signal pipe, piling pipe and fusion welded casing. Excluded from the scope of this definition are forge welded pipe, mechanical tubing, structural tubing, recoil tubing, conduit tubing, conduit pipe, corrugated pipe, dredge pipe, alloy steel pipe and tubing having a chromium content in excess of 10 per cent, also oil country tubular goods, water well tubular products, steel pressure pipe and steel pressure tubing as defined in Limitation Order L-211, Schedules 9, 10, 11 and 12 respectively.

(2) "Government order" means an order placed:

(i) By the Government of the United States or any department or agency thereof, or

(ii) By any other person covering material to be physically incorporated into material to be delivered to such government department or agency, or

(iii) By a warehouse which has been designated by such government department or agency as a source of supply for government orders, for delivery to a stock maintained for that purpose.

(c) Restrictions on sizes and dimensions—(1) Government orders. No person shall produce, fabricate or deliver any steel pipe except in the sizes and dimensions set forth in Tables I and II of this schedule.

(2) Other orders. No person shall produce, fabricate or deliver on any order not a government order, any steel pipe except in the sizes and dimensions set forth in Table I of this schedule.

(d) Restrictions on specifications.—(1) Government orders. No person shall produce, fabricate, or deliver on a government order, any steel pipe except to a specification set forth in Lists 1 or 2 of this schedule.

(2) Other orders. No person shall produce, fabricate or deliver on any order not a government order, any steel pipe except to a specification set forth in List 1 of this schedule.

NOTE: Steel pipe ordered as pipe without reference to any specification, shall be produced to any applicable specification in List 1 or in accordance with Note 1 of List 1 of this schedule.

For use of Coast Guard Specifications on Merchant Marine Vessels see Note 2 of List 1.

(e) Acceptance of delivery. No person shall accept delivery of steel pipe

which he knows or has reason to believe was produced, fabricated, or delivered in violation of the provisions of paragraphs (c) or (d).

(f) *Exceptions.* The provisions of this schedule shall not prevent:

(1) Production, fabrication, delivery, or acceptance of steel pipe for which an order was entered prior to August 30, 1943, provided shipment of the entire order is made before October 30, 1943.

(2) Delivery or acceptance of steel pipe which because of errors in manufacture does not conform to the requirements of this schedule, provided such requirements are waived by the purchaser or procuring agency.

(3) Waiver by the purchaser or procuring agency of any of the inspection or test requirements of any specification.

(4) Substitution, in place of the test prescribed by any specification, of mill testing of steel pipe to a pressure that will produce a stress in the pipe material not to exceed 90 percent of the specified minimum yield point, provided such test procedure is acceptable to both the producer and the purchaser or procuring agency.

(5) Production, fabrication, delivery, or acceptance of steel pipe in other diameters or wall thicknesses for use in the manufacture of steel pipe fittings, boiler water walls, water screens, economizers, headers, or manifolds.

(6) Production, fabrication, delivery, or acceptance of steel pipe not conforming to the requirements of paragraph (d) when certified by the United States Army or Navy to the producer, fabricator, or supplier and to the Steel Division, War Production Board, as being necessary to insure the military characteristics of the item for which the steel pipe is required. Such certification shall specify the contract involved and the justification for the exception.

(7) Production, fabrication, delivery, or acceptance of steel pipe specifically permitted in writing by the War Production Board. In the case of alloy steel pipe, such permission may be granted with respect to chemical composition by the approval of a melting, production, or delivery schedule.

(g) *Records.* Each person owning or possessing steel pipe excepted by the provisions of paragraph (f) shall retain records of such material available for inspection by duly authorized representatives of the War Production Board. In addition, each person accepting an order for steel pipe excepted by the provisions of paragraph (f) (6) shall furnish details of such order to the War Production Board within ten days after such acceptance. The record-keeping and reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST 1—PERMISSIBLE SPECIFICATIONS FOR GENERAL USE

Steel:	Process of manufacture	Specification designation and grade
Furnace-welded	ASTM-A120-42.
Furnace-welded	AAR-SS-122-39 (Note 3).
Furnace-welded	ASTM-A53-42.
Furnace-welded	ASME-S-18.
Furnace-welded	AAR-E-M-111-43.
Furnace-welded	API Std. No. 5-L, 8th Edition.
Furnace-welded	API Std. No. 5-L, 8th Edition, Class I.
Furnace-welded (Rephosphorized)	API Std. No. 5-L, 8th Edition, Class II.
Furnace welded (Mill pipe)	AWWA-7A.4-1941-TR.
Furnace-welded	U. L. Sp. I. 888-38-43.
Furnace-welded (Pipe piling)	ASTM-A252-42T, Grade 1.
Furnace-welded (Pipe piling)	ASTM-A252-42T, Grade 2.
Furnace-welded (Pipe piling)	ASTM-A252-42T, Grade 3.
Seamless	ASTM-A120-42, Grade A.
Seamless	ASTM-A120-42, Grade B.
Seamless	ASTM-A53-42, Grade A.
Seamless	ASTM-A53-42, Grade B.
Seamless	ASME-S-18, Grade A.
Seamless	ASME-S-18, Grade B.
Seamless	AAR-E-M-111-43, Low carbon.
Seamless	AAR-E-M-111-43, Medium carbon.
Seamless	API Std. No. 5-L, 8th Edition, Grade A.
Seamless	API Std. No. 5-L, 8th Edition, Grade B.
Seamless	API Std. No. 5-L, 8th Edition, Grade C.
Seamless (Mill pipe)	AWWA-7A.4-1941-TR, Grade A.
Seamless	U. L. Sp. I. 888-38-43.
Seamless (Pipe piling)	ASTM-A252-42T, Grade 1.
Seamless (Pipe piling)	ASTM-A252-42T, Grade 2.
Seamless (Pipe piling)	ASTM-A252-42T, Grade 3.
Electric-welded	ASTM-A120-42.
Electric-resistance-welded	ASTM-A53-42, Grade A.
Electric-resistance-welded	ASTM-A53-42, Grade B.
Electric-resistance welded	ASME-S-18, Grade A.
Electric-resistance welded	ASME-S-18, Grade B.
Electric-resistance welded	AAR-E-M-111-43, Low Carbon.
Electric-resistance welded	AAR-E-M-111-43, Medium Carbon.
Electric-resistance-welded	U. L. Sp. I. 888-38-43.
Electric-resistance-welded	ASTM-A135-42, Grade A.
Electric-resistance-welded	ASTM-A135-42, Grade B.
Electric-resistance-welded	ASME-S-58, Grade A.
Electric-resistance-welded	ASME-S-58, Grade B.
Electric-resistance-welded (Mill pipe)	AWWA-7A.4-1941-TR, Grade A.
Electric-resistance-welded	API Std. No. 5-L, 8th Ed., Grade A.
Electric-resistance-welded	API Std. No. 5-L, 8th Ed., Grade B.
Electric-resistance-welded	API Std. No. 5-L, 8th Ed., Grade C.
Electric-fusion-welded	ASTM-A139-42, Grade A.
Electric-fusion-welded	ASTM-A139-42, Grade B.
Electric-fusion-welded (Mill pipe)	AWWA-7A.4-1941-TR, Grade A.
Electric-fusion-welded (Fabricated pipe)	AWWA-7A.4-1941-TR.
Electric-fusion-welded	U. L. Sp. I. 888-38-43.
Electric-fusion-welded	ASTM-A134-42.
Electric-fusion-welded	AWWA-7A.3-1940.
Electric-fusion-welded	ASTM-A211-40.
Electric-welded (Pipe piling)	ASTM-A252-42T, Grade 1.
Electric-welded (Pipe piling)	ASTM-A252-42T, Grade 2.
Electric-welded (Pipe piling)	ASTM-A252-42T, Grade 3.
Open-hearth iron:		
Furnace-welded	API Std. No. 5-L, 8th Edition.
Seamless	API Std. No. 5-L, 8th Edition.
Electric-resistance-welded	API Std. No. 5-L, 8th Edition.
Electric-fusion-welded	ASTM-A211-40.
Wrought iron:		
Furnace-welded	ASTM-A72-39.
Furnace-welded	ASME-S-19.
Furnace-welded	AAR-M-306-38.
Furnace-welded	AAR-SS-123-39.
Furnace-welded	API Std. No. 5-L, 8th Edition.

NOTE 1: Steel Pipe ordered to no specified tensile or chemical requirements such as "black" pipe, "galvanized" pipe etc., and that having special preparation for special applications shall conform to the applicable standard requirements of the American Iron and Steel Institute Steel Products Manual, Section 18, revised September 1942.

NOTE 2: U. S. Coast Guard Specifications set forth in List 2 are applicable to List 1, for use on vessels subject to inspection by the Merchant Marine Inspection Division of the U. S. Coast Guard.

NOTE 3: The Production of this grade of pipe is contingent on War Production Board Regulations covering the use of copper in carbon steel.

NOTE 4: Titles of permissible specifications and effective amendments thereto for List 1 are as follows:

American Society for Testing Materials,
Standard Specifications

ASTM-A120-42.—Black And Hot-Dipped Zinc-Coated (Galvanized) Welded And Seamless Steel Pipe For Ordinary Uses, as amended

by Emergency Alternate Provisions EA-A120, adopted August 24, 1942.

ASTM-A53-42.—Welded And Seamless Steel Pipe.

ASTM-A139-42.—Electric-Fusion-Welded Steel Pipe (Sizes 4 Inches To But Not Including 30 Inches) as amended by Emergency Alternate Provisions EA-A139a, adopted April 8, 1943.

ASTM-A135-42.—Electric-Resistance-Welded Steel Pipe, as amended by Emergency Alternate Provision EA-A135, adopted August 24, 1942.

ASTM-A134-42.—Electric-Fusion-Welded Steel Pipe, as amended by Emergency Alternate Provisions EA-A134, adopted August 18, 1942.

ASTM-A211-40.—Spiral-Welded Steel Or Iron Pipe, as amended by Emergency Alternate Provisions EA-A211, adopted August 18, 1942.

ASTM-A252-42T.—Welded And Seamless Steel Pipe Piles.

ASTM-A72-39.—Welded Wrought Iron Pipe. Association of American Railroads, Manual of Standard And Recommended Practice

AAR-E-M-111-43.—Pipe, Furnace Welded, Electric Resistance Welded And Seamless Steel, adopted June 1, 1943.

AAR-M-306-38.—Welded Wrought Iron Pipe.

Association of American Railroads, Signal Section Specifications

AAR-SS-122-39.—One-Inch Welded Steel Pipe.

AAR-SS-123-39.—Wrought Iron Pipe.

American Water Works Association, Standard Specifications

AWWA-7A.4-1941-TR.—Steel Water Pipe Of Sizes Up To But Not Including 30 Inches, adopted March 1943 and as amended by Emergency Alternate Provisions, adopted June 19, 1943.

AWWA-7A.3-1940.—Electric Fusion Welded Steel Water Pipe Of Sizes 30 Inches and Over, as amended by Emergency Alternate Provisions, adopted July 24, 1943.

American Petroleum Institute, Specifications

API Std. No. 5-L, 8th Ed.—Line Pipe, as amended by Supplement No. 1 adopted November 1942.

Underwriters' Laboratories, Incorporated, Standard

U. L. Sp. I.—888-38-43.—Steel Pipe Lines For Underground Water Service, as amended by Emergency Alternate Specifications, adopted May 22, 1943.

American Society of Mechanical Engineers Boiler Construction Code, Material Specifications, Edition 1940, as amended by Addenda thereto approved September 30, 1941 and September 16, 1942.

ASME-S-18.—Welded And Seamless Steel Pipe.

ASME-S-19.—Welded Wrought-Iron Pipe.

ASME-S-58.—Electric - Resistance - Welded Steel Pipe.

LIST 2—PERMISSIBLE SPECIFICATIONS FOR GOVERNMENT USE ONLY

Steel:	Process of manufacture	Specification designation and grade
Furnace-welded	-----	Federal WW-P-403, Type I.
Furnace-welded (Copper-bearing)	-----	Federal WW-P-403, Type II.
Furnace-welded	-----	Navy 44P10, Class I.
Furnace-welded	-----	CG-MIN-51.11a.
Seamless	-----	Federal WW-P-403, Type I.
Seamless (Copper-bearing)	-----	Federal WW-P-403, Type II.
Seamless	-----	Navy 44P10, Class II.
Seamless	-----	CG-MIN-51.11a, Grade A.
Seamless	-----	CG-MIN-51.11a, Grade B.
Electric-resistance-welded	-----	Federal WW-P-403, Type I.
Electric-resistance-welded (Copper-bearing)	-----	Federal WW-P-403, Type II.
Electric-resistance-welded	-----	Navy 44P10, Class I.
Electric-resistance-welded	-----	CG-MIN-51.11a, Grade A.
Electric-resistance-welded	-----	CG-MIN-51.11a, Grade B.
Electric-resistance-welded	-----	CG-MIN-51.11b, Grade A.
Electric-resistance-welded	-----	CG-MIN-51.11b, Grade B.
Spiral-welded	-----	Navy 66P1.
Spiral-rievted	-----	Navy 66P1.
Copper-Molybdenum Open-Hearth-Iron:		
Butt-welded (.40Cu Min., .05Mo Min.)	-----	Federal WW-P-403, Type III.
Electric-resistance-welded (.40Cu Min., .05Mo Min.)	-----	Federal WW-P-403, Type III.
Wrought Iron:		
Furnace-welded	-----	CG-MIN-51.12.
Furnace-welded	-----	Federal WW-P-441.
Furnace-welded	-----	Navy 44P11.
CG-Min.=U. S. Coast Guard, Marine Inspection and Navigation.		

NOTE: Titles of permissible specifications for List 2 are as follows:

Federal Specification WW-P-403—Pipe; Steel And Ferrous-Alloy, Wrought Iron-Pipe Size.

Federal Specification WW-P-441—Pipe; Wrought-Iron, Welded, Black And Zinc-Coated.

Navy Department Specification 44P10—Pipe, Steel, Seamless And Welded, Black And Zinc-Coated (Galvanized).

Navy Department Specification 44P11—Pipe, Iron, Wrought.

Navy Department Bureau of Yards And Docks Tentative Specification 66P1—Power-Plant, Heating, And Ventilating Apparatus And Piping (Shore Use).

Coast Guard Specification MIN-51.11a—Welded And Seamless Steel Pipe.

Coast Guard Specification MIN-51.11b—Electric-Resistance-Welded Steel Pipe.

Coast Guard Specification MIN-51.12—Welded Wrought-Iron Pipe.

NOTE.—The applicable issue of any of the specifications in List 2 above shall be the issue in effect on the date of the invitation to bid, or on the date of the purchase order or contract, or such subsequent issue acceptable to the producer as the procuring agency may substitute in the contract.

TABLE 1—PIPE SIZES PERMISSIBLE FOR GENERAL USE

Item	Nominal size (in.) Note (a)	O. D. size (in.)	Outside diameter (inches)	Wall thickness (inches)	ASTM-A72 Note (b)	AAR-M-306 Note (c)	AAR-M-111	ASTM-A120	ASTM-A53	ASTM-A252	API-5-L	AWWA-7A.4	ASTM-A135	ASTM-A139	ASTM-A211	U. L. SPI 888	ASTM-A134	AWWA-7A.3
1	1/8 S		.405	.068	A72	M306	M111	A120	A53		5L	7A.4						
2	1/8 XS		.405	.095	A72	M306	M111	A120	A53		5L	7A.4						
3	1/4 S		.540	.088	A72	M111	M306	A120	A53		5L	7A.4						
4	1/4 XS		.540	.119	A72	M306	M111	A120	A53		5L	7A.4						
5	3/8 S		.675	.091	A72	M306	M111	A120	A53		5L	7A.4						
6	3/8 XS		.675	.120	A72	M306	M111	A120	A53		5L	7A.4						
7	1/2 S		.840	.109	A72	M306	M111	A120	A53		5L	7A.4						
8	1/2 XS		.840	.147	A72	M306	M111	A120	A53		5L	7A.4						
9	1/2 XXS		.840	.204	A72	M306	M111	A120	A53		5L	7A.4						
10	3/4 S		1.050	.113	A72	M306	M111	A120	A53		5L	7A.4						
11	3/4 XS		1.050	.154	A72	M306	M111	A120	A53		5L	7A.4						
12	3/4 XXS		1.050	.308	A72	M306	M111	A120	A53		5L	7A.4						
13	1 S	(d) (e)	1.315	.133	A72	M306	M111	A120	A53		5L	7A.4						
14	1 XS		1.315	.179	A72	M306	M111	A120	A53		5L	7A.4						
15	1 XXS		1.315	.358	A72	M306	M111	A120	A53		5L	7A.4						
16	1 1/4 S		1.660	.140	A72	M306	M111	A120	A53		5L	7A.4						
17	1 1/4 XS		1.660	.191	A72	M306	M111	A120	A53		5L	7A.4						
18	1 1/4 XXS		1.660	.382	A72	M306	M111	A120	A53		5L	7A.4						
19	1 1/2 S		1.900	.145	A72	M306	M111	A120	A53		5L	7A.4				888		
20	1 1/2 XS		1.900	.200	A72	M306	M111	A120	A53		5L	7A.4				888		
21	1 1/2 XXS		1.900	.400	A72	M306	M111	A120	A53		5L	7A.4				888		
22	2 S		2.375	.154	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
23	2 XS		2.375	.218	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
24	2 XXS		2.375	.436	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
25	2 1/2 S		2.875	.203	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
26	2 1/2 XS		2.875	.276	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
27	2 1/2 XXS		2.875	.552	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
28		3 1/2	3.500	.125							5L	7A.4	A135			888		
29		3 1/2	3.500	.156							5L	7A.4	A135			888		
30		3 1/2	3.500	.188							5L	7A.4	A135			888		
31		3 1/2	3.500	.216							5L	7A.4	A135			888		
32	3 S		3.500	.216	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
33		3 1/2	3.500	.250							5L	7A.4	A135			888		
34		3 1/2	3.500	.281							5L	7A.4	A135			888		
35		3 1/2	3.500	.300							5L	7A.4	A135			888		
36	3 XS		3.500	.300	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
37	3 XXS		3.500	.600	A72	M306	M111	A120	A53		5L	7A.4	A135			888		
38		4	4.000	.062									A135	A139	A211			
39		4	4.000	.078								7A.4	A135	A139	A211			
40		4	4.000	.109							5L	7A.4	A135	A139	A211	888		
41		4	4.000	.125							5L	7A.4	A135	A139	A211	888		
42		4	4.000	.141							5L	7A.4	A135	A139	A211	888		
43		4	4.000	.156							5L	7A.4	A135	A139	A211	888		
44		4	4.000	.172							5L	7A.4	A135	A139	A211	888		
45		4	4.000	.188							5L	7A.4	A135	A139	A211	888		
46		4	4.000	.226							5L	7A.4	A135	A139	A211	888		
47	3 1/2 S		4.000	.226	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
48		4	4.000	.250							5L	7A.4	A135	A139	A211	888		
49		4	4.000	.281							5L	7A.4	A135	A139	A211	888		
50		4	4.000	.318							5L	7A.4	A135	A139	A211	888		
51	3 1/2 XS		4.000	.318	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
52		4 1/2	4.500	.062									A135	A139	A211			
53		4 1/2	4.500	.078									A135	A139	A211			
54		4 1/2	4.500	.109							5L	7A.4	A135	A139	A211	888		
55		4 1/2	4.500	.125							5L	7A.4	A135	A139	A211	888		
56		4 1/2	4.500	.141							5L	7A.4	A135	A139	A211	888		
57		4 1/2	4.500	.156							5L	7A.4	A135	A139	A211	888		
58		4 1/2	4.500	.172							5L	7A.4	A135	A139	A211	888		
59		4 1/2	4.500	.188							5L	7A.4	A135	A139	A211	888		
60		4 1/2	4.500	.219							5L	7A.4	A135	A139	A211	888		
61		4 1/2	4.500	.237							5L	7A.4	A135	A139	A211	888		
62	4 S		4.500	.237	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
63		4 1/2	4.500	.250							5L	7A.4	A135	A139	A211	888		
64		4 1/2	4.500	.281							5L	7A.4	A135	A139	A211	888		
65		4 1/2	4.500	.312							5L	7A.4	A135	A139	A211	888		
66		4 1/2	4.500	.337							5L	7A.4	A135	A139	A211	888		
67	4 XS		4.500	.337	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
68	4 XXS		4.500	.674	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
69		5 1/4	5.563	.150							5L	7A.4	A135	A139	A211	888		
70		5 1/4	5.563	.188							5L	7A.4	A135	A139	A211	888		
71		5 1/4	5.563	.219							5L	7A.4	A135	A139	A211	888		
72		5 1/4	5.563	.258							5L	7A.4	A135	A139	A211	888		
73	5 S		5.563	.258	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
74		5 1/4	5.563	.281							5L	7A.4	A135	A139	A211	888		
75		5 1/4	5.563	.312							5L	7A.4	A135	A139	A211	888		
76		5 1/4	5.563	.344							5L	7A.4	A135	A139	A211	888		
77		5 1/4	5.563	.375							5L	7A.4	A135	A139	A211	888		
78	5 XS		5.563	.375	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
79	5 XXS		5.563	.750	A72	M306	M111	A120	A53		5L	7A.4	A135	A139	A211	888		
80		6	6.000	.062									A135	A139	A211			
81		6	6.000	.078									A135	A139	A211			
82		6	6.000	.109							7A.4	7A.4	A135	A139	A211	888		
83		6	6.000	.141							7A.4	7A.4	A135	A139	A211	888		
84		6	6.000	.172							7A.4	7A.4	A135	A139	A211	888		
85		6	6.000	.188							7A.4	7A.4	A135	A139	A211	888		
86		6	6.000	.219							7A.4	7A.4	A135	A139	A211	888		

TABLE I—PIPE SIZES PERMISSIBLE FOR GENERAL USE—Continued

Item	Nominal size (in.) Note (a)	O. D. size (in.)	Outside diameter (inches)	Wall thickness (inches)	ASTM-A72 Note (b)	AAR-M-306 Note (c)	AAR-M-111	ASTM-A120	ASTM-A63	ASTM-A262	API-5L	AWWA-7A.4	ASTM-A135	ASTM-A139	ASTM-A211	U. L. SPT 888	ASTM-A134	AWWA-7A.3
87		6 5/8	6.625	.062										A139	A211			
88		6 5/8	6.625	.078										A139	A211			
89		6 5/8	6.625	.109										A139	A211			
90		6 5/8	6.625	.141										A139	A211			
91		6 5/8	6.625	.172										A139	A211			
92		6 5/8	6.625	.188										A139	A211			
93		6 5/8	6.625	.219										A139	A211			
94		6 5/8	6.625	.250										A139	A211			
95		6 5/8	6.625	.280										A139	A211			
96	6 s	6 5/8	6.625	.280	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
97		6 5/8	6.625	.312							5L	7A.4	A135	A139				
98		6 5/8	6.625	.344							5L	7A.4	A135	A139				
99		6 5/8	6.625	.375							5L	7A.4	A135	A139				
100		6 5/8	6.625	.432							5L	7A.4	A135	A139				
101	6 XS	6 5/8	6.625	.432	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
102	6 XXS	6 5/8	6.625	.894	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
103		7	7.000	.188										A139				
104		7	7.000	.219										A139				
105		7 5/8	7.625	.188										A139				
106		7 5/8	7.625	.219										A139				
107		8	8.000	.062										A139	A211			
108		8	8.000	.078										A139	A211			
109		8	8.000	.109								7A.4		A139	A211			
110		8	8.000	.141								7A.4		A139	A211			
111		8	8.000	.172										A139	A211			
112		8 5/8	8.625	.062										A139	A211			
113		8 5/8	8.625	.078										A139	A211			
114		8 5/8	8.625	.109										A139	A211			
115		8 5/8	8.625	.141										A139	A211			
116		8 5/8	8.625	.172										A139	A211			
117		8 5/8	8.625	.188										A139	A211			
118		8 5/8	8.625	.219										A139	A211			
119		8 5/8	8.625	.250										A139	A211			
120		8 5/8	8.625	.277										A139	A211			
121	8 s	8 5/8	8.625	.277	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
122		8 5/8	8.625	.312							5L	7A.4	A135	A139				
123		8 5/8	8.625	.322							5L	7A.4	A135	A139				
124	8 s	8 5/8	8.625	.322	A72	M306	M111	A120	A53	A262	5L	7A.4	A135	A139				
125		8 5/8	8.625	.344							5L	7A.4	A135	A139				
126		8 5/8	8.625	.375							5L	7A.4	A135	A139				
127		8 5/8	8.625	.438							5L	7A.4	A135	A139				
128		8 5/8	8.625	.500							5L	7A.4	A135	A139				
129	8 XS	8 5/8	8.625	.500	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
130	8 XXS	8 5/8	8.625	.875	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
131		9 5/8	9.625	.188										A135	A139			
132		9 5/8	9.625	.250										A135	A139			
133	10	10.000	.062											A139	A211			
134	10	10.000	.078											A139	A211			
135	10	10.000	.109											A139	A211			
136	10	10.000	.141											A139	A211			
137	10	10.000	.172											A139	A211			
138		10 3/4	10.750	.062										A139	A211			
139		10 3/4	10.750	.078										A139	A211			
140		10 3/4	10.750	.109										A139	A211			
141		10 3/4	10.750	.141										A139	A211			
142		10 3/4	10.750	.172										A139	A211			
143		10 3/4	10.750	.188										A139	A211			
144		10 3/4	10.750	.219										A139	A211			
145		10 3/4	10.750	.250										A139	A211			
146		10 3/4	10.750	.279										A139	A211			
147	10 s	10 3/4	10.750	.279	A72	M306	M111	A120	A53		5L	7A.4	A135	A139				
148		10 3/4	10.750	.307										A139	A211			
149	10 s	10 3/4	10.750	.307	A72	M306	M111	A120	A53	A262	5L	7A.4	A135	A139				
150		10 3/4	10.750	.344										A139	A211			
151		10 3/4	10.750	.365										A139	A211			
152	10 s	10 3/4	10.750	.365	A72	M306	M111	A120	A53	A262	5L	7A.4	A135	A139				
153		10 3/4	10.750	.438										A139	A211			
154		10 3/4	10.750	.500										A139	A211			
155	10 XS	10 3/4	10.750	.500	A72	M306	M111	A120	A53	A262	5L	7A.4	A135	A139				
156		11 3/4	11.750	.188										A139				
157		11 3/4	11.750	.250										A139				
158		12	12.000	.062										A139	A211			
159		12	12.000	.078										A139	A211			
160		12	12.000	.109										A139	A211			
161		12	12.000	.141										A139	A211			
162		12	12.000	.172										A139	A211			
163		12 1/4	12.750	.062										A139	A211			
164		12 1/4	12.750	.078										A139	A211			
165		12 1/4	12.750	.109										A139	A211			
166		12 1/4	12.750	.141										A139	A211			
167		12 1/4	12.750	.172										A139	A211			
168		12 1/4	12.750	.188										A139	A211			
169		12 1/4	12.750	.219										A139	A211			
170		12 1/4	12.750	.250										A139	A211			
171		12 1/4	12.750	.281										A139	A211			
172		12 1/4	12.750	.312										A139	A211			
173		12 1/4	12.750	.330										A139	A211			
174	12 s	12 1/4	12.750	.330	A72	M306	M111	A120	A53	A262	5L	7A.4	A135	A139				
175		12 1/4	12.750	.344										A139	A211			
176		12 1/4	12.750	.375										A139	A211			

TABLE I—PIPE SIZES PERMISSIBLE FOR GENERAL USE—Continued

Item	Nominal size (in.) Note (a)	O. D. size (in.)	Outside diam- eter (inches)	Wall thickness (inches)	ASTM-A72 Note (b)	AAR-M-306 Note (c)	AAR-M-111	ASTM-A120	ASTM-A53	ASTM-A252	API-5-L	AWWA-7A.4	ASTM-A135	ASTM-A139	ASTM-A211	U. L. SPI 888	ASTM-A134	AWWA-7A.3
177	12 s		12.750	.375	A72	M306	M111	A120	A53		5L	7A.4	A135	A139		888		
178		12 3/4	12.750	.438						A252	5L	7A.4	A135	A139				
179		12 3/4	12.750	.500						A252	5L	7A.4	A135	A139				
180	12 xs		12.750	.500	A72	M306	M111	A120	A53		6L	7A.4	A135	A139				
181		13 5/8	13.375	.188										A139				
182		13 5/8	13.375	.250										A139				
183		13 5/8	13.375	.312										A139				
184	14		14.000	.062										A139	A211			
185	14		14.000	.078										A139	A211			
186	14		14.000	.109										A139	A211			
187	14		14.000	.141								7A.4		A139	A211			
188	14		14.000	.172										A139	A211			
189	14		14.000	.188								7A.4	A135	A139		888		
190	14		14.000	.219								7A.4	A135	A139		888		
191	14		14.000	.250							5L	7A.4	A135	A139		888		
192	14		14.000	.281							5L	7A.4	A135	A139		888		
193	14		14.000	.312							5L	7A.4	A135	A139		888		
194	14		14.000	.344							5L	7A.4	A135	A139		888		
195	14		14.000	.375	A72			A120	A53	A252	5L	7A.4	A135	A139		888		
196	14		14.000	.438						A252	5L	7A.4	A135	A139				
197	14		14.000	.500						A252	5L	7A.4	A135	A139				
198	15		15.000	.375	A72			A120	A53		5L			A139				
199	16		16.000	.062										A139	A211			
200	16		16.000	.078										A139	A211			
201	16		16.000	.109										A139	A211			
202	16		16.000	.141								7A.4		A139	A211			
203	16		16.000	.172										A139	A211			
204	16		16.000	.188								7A.4	A135	A139		888		
205	16		16.000	.219								7A.4	A135	A139		888		
206	16		16.000	.250							5L	7A.4	A135	A139		888		
207	16		16.000	.281							5L	7A.4	A135	A139		888		
208	16		16.000	.312							5L	7A.4	A135	A139		888		
209	16		16.000	.344							5L	7A.4	A135	A139		888		
210	16		16.000	.375	A72			A120	A53	A252	5L	7A.4	A135	A139		888		
211	16		16.000	.438						A252	5L	7A.4	A135	A139				
212	16		16.000	.500						A252	5L	7A.4	A135	A139				
213	17		17.000	.393	A72			A120	A53		5L			A139				
214	18		18.000	.062										A139	A211			
215	18		18.000	.078										A139	A211			
216	18		18.000	.109										A139	A211			
217	18		18.000	.141								7A.4		A139	A211			
218	18		18.000	.172										A139	A211			
219	18		18.000	.188								7A.4	A135	A139		888		
220	18		18.000	.219								7A.4	A135	A139		888		
221	18		18.000	.250							5L	7A.4	A135	A139		888		
222	18		18.000	.281							5L	7A.4	A135	A139		888		
223	18		18.000	.312							5L	7A.4	A135	A139		888		
224	18		18.000	.344							5L	7A.4	A135	A139		888		
225	18		18.000	.375						A252	5L	7A.4	A135	A139		888		
226	18		18.000	.409	A72			A120	A53	A252	5L	7A.4	A135	A139		888		
227	18		18.000	.438						A252	5L	7A.4	A135	A139				
228	18		18.000	.500						A252	5L	7A.4	A135	A139				
229	20		20.000	.062										A139	A211			
230	20		20.000	.078										A139	A211			
231	20		20.000	.109										A139	A211			
232	20		20.000	.141								7A.4		A139	A211			
233	20		20.000	.172										A139	A211			
234	20		20.000	.188								7A.4	A135	A139		888		
235	20		20.000	.219								7A.4	A135	A139		888		
236	20		20.000	.250							5L	7A.4	A135	A139		888		
237	20		20.000	.281							5L	7A.4	A135	A139		888		
238	20		20.000	.312							5L	7A.4	A135	A139		888		
239	20		20.000	.344							5L	7A.4	A135	A139		888		
240	20		20.000	.375						A252	5L	7A.4	A135	A139		888		
241	20		20.000	.409	A72			A120	A53	A252	5L	7A.4	A135	A139		888		
242	20		20.000	.438						A252	5L	7A.4	A135	A139		888		
243	20		20.000	.500						A252	5L	7A.4	A135	A139		888		
244	22		22.000	.062										A139	A211			
245	22		22.000	.078										A139	A211			
246	22		22.000	.109										A139	A211			
247	22		22.000	.141										A139	A211			
248	22		22.000	.172										A139	A211			
249	22		22.000	.188								7A.4	A135	A139		888		
250	22		22.000	.219								7A.4	A135	A139		888		
251	22		22.000	.250								7A.4	A135	A139		888		
252	22		22.000	.281									A135	A139		888		
253	22		22.000	.312							5L	7A.4	A135	A139		888		
254	22		22.000	.344							5L	7A.4	A135	A139		888		
255	22		22.000	.375						A252	5L	7A.4	A135	A139		888		
256	22		22.000	.438						A252	5L	7A.4	A135	A139		888		
257	22		22.000	.500						A252	5L	7A.4	A135	A139		888		
258	24		24.000	.062										A139	A211			
259	24		24.000	.078										A139	A211			
260	24		24.000	.109										A139	A211			
261	24		24.000	.141										A139	A211			
262	24		24.000	.172										A139	A211			
263	24		24.000	.188								7A.4	A135	A139		888		
264	24		24.000	.219								7A.4	A135	A139		888		
265	24		24.000	.250								7A.4	A135	A139		888		
266	24		24.000	.281									A135	A139		888		

TABLE I—PIPE SIZES PERMISSIBLE FOR GENERAL USE—Continued

Item	Nominal size (in.) Note (a)	O. D. size (in.)	Outside diameter (inches)	Wall thickness (inches)	ASTM-A72 Note (b)	AAR-M-306 Note (c)	AAR-M-111	ASTM-A120	ASTM-A133	ASTM-A252	API-5-L	AWWA-7A.4	ASTM-A135	ASTM-A139	ASTM-A211	U. L. SPI 888	ASTM-A134	AWWA-7A.3
267		24	24.000	.312							5L	7A.4	A135	A139		888		
268		24	24.000	.344							5L	7A.4	A135	A139		888		
269		24	24.000	.375							5L	7A.4	A135	A139		888		
270		24	24.000	.438							5L	7A.4	A135	A139		888		
271		24	24.000	.500						A252	5L	7A.4	A135	A139		888		
272		26	26.000	.062										A139	A211			
273		26	26.000	.078										A139	A211			
274		26	26.000	.109										A139	A211			
275		26	26.000	.141										A139	A211			
276		26	26.000	.172										A139	A211			
277		26	26.000	.188								7A.4		A139		888		
278		26	26.000	.219								7A.4		A139		888		
279		26	26.000	.250								7A.4	A135	A139		888		
280		26	26.000	.281								7A.4	A135	A139		888		
281		26	26.000	.312								7A.4	A135	A139		888		
282		26	26.000	.375								7A.4	A135	A139		888		
283		26	26.000	.438								7A.4	A135	A139		888		
284		26	26.000	.500								7A.4	A135	A139		888		
285		28	28.000	.062										A139	A211			
286		28	28.000	.078										A139	A211			
287		28	28.000	.109										A139	A211			
288		28	28.000	.141										A139	A211			
289		28	28.000	.172										A139	A211			
290		28	28.000	.188								7A.4		A139		888		
291		28	28.000	.219								7A.4		A139		888		
292		28	28.000	.250								7A.4		A139		888		
293		28	28.000	.281								7A.4		A139		888		
294		28	28.000	.312								7A.4		A139		888		
295		28	28.000	.375								7A.4		A139		888		
296		28	28.000	.438								7A.4		A139		888		
297		28	28.000	.500								7A.4		A139		888		
298		30	30.000	.062											A211			
299		30	30.000	.078											A211			
300		30	30.000	.109											A211			
301		30	30.000	.141											A211			
302		30	30.000	.172											A211			
303		30	30.000	.188												888	A134	7A.3
304		30	30.000	.250												888	A134	7A.3
305		30	30.000	.281												888	A134	7A.3
306		30	30.000	.312												888	A134	7A.3
307		30	30.000	.375												888	A134	7A.3
308		30	30.000	.438												888	A134	7A.3
309		30	30.000	.500												888	A134	7A.3
310		36	36.000	.062											A211			
311		36	36.000	.078											A211			
312		36	36.000	.109											A211			
313		36	36.000	.141											A211			
314		36	36.000	.172													A134	7A.3
315		36	36.000	.188												888	A134	7A.3
316		36	36.000	.250												888	A134	7A.3
317		36	36.000	.312												888	A134	7A.3
318		36	36.000	.375												888	A134	7A.3
319		36	36.000	.438												888	A134	7A.3
320		36	36.000	.500												888	A134	7A.3
321		42	42.000	.062											A211			
322		42	42.000	.078											A211			
323		42	42.000	.109											A211			
324		42	42.000	.141											A211			
325		42	42.000	.172													A134	7A.3
326		42	42.000	.188												888	A134	7A.3
327		42	42.000	.250												888	A134	7A.3
328		42	42.000	.312												888	A134	7A.3
329		42	42.000	.375												888	A134	7A.3
330		42	42.000	.438												888	A134	7A.3
331		42	42.000	.500												888	A134	7A.3
332		48	48.000	.062											A211			
333		48	48.000	.078											A211			
334		48	48.000	.109											A211			
335		48	48.000	.141											A211			
336		48	48.000	.172													A134	7A.3
337		48	48.000	.188												888	A134	7A.3
338		48	48.000	.250												888	A134	7A.3
339		48	48.000	.312												888	A134	7A.3
340		48	48.000	.375												888	A134	7A.3
341		48	48.000	.438												888	A134	7A.3
342		48	48.000	.500												888	A134	7A.3

NOTES: (a) In the column headed Nominal Size-Inches:

s denotes "Standard Weight" pipe;

xs denotes "Extra Strong" pipe;

xxs denotes "Double Extra Strong" pipe;

(b) and (c) The wall thickness of wrought iron pipe (b) ASTM Specification A72 and (c) specification AAR-M-306 is 2-3 per cent greater than shown.

(d) One-inch Welded Wrought Iron Pipe, covered by Association of American Railroads Signal Section Specification 123-39 is permissible in this size.

(e) One-inch Welded Steel Pipe, covered by Association of American Railroads Signal Section Specification 122-39 is permissible in this size.

(f) The sizes permissible for ASTM-A72, ASTM-A53 and ASTM-A135, are applicable also to the identical American Society of Mechanical Engineers Boiler Construction Code, Material Specifications S-19, S-18 and S-58, respectively.

(g) When specified by the customer and when the producer has existing facilities for production, spiral welded pipe to Specifications A-211, 7A-3 and 7A-4 may be made to inside diameters, equivalent to the outside diameters set forth in Table I within the range from 4 to 30 inches inclusive, and to wall thicknesses of .062, .078, .109, .141, and .172 inch.

TABLE 2.—PIPE SIZES PERMISSIBLE FOR GOVERNMENT ORDERS ONLY

Item	Nominal size (inches) Note (a)	O. D. size (inches)	Outside diameter (inches)	Wall thickness (inches)	CG-MIN 51.12, note (c)	Federal WW-P-441, note (d)	Navy 44P11, note (e)	Federal WW-P-403	Navy 44P10	Navy 66P1, note (f)
1.	1/4	S	.405	.068	51.12	441	44P11	403	44P10	
2.	1/4	XS	.405	.095	51.12	441	44P11	403	44P10	
3.	1/2	S	.540	.088	51.12	441	44P11	403	44P10	
4.	1/2	XS	.540	.119	51.12	441	44P11	403	44P10	
5.	3/4	S	.675	.091	51.12	441	44P11	403	44P10	
6.	3/4	XS	.675	.126	51.12	441	44P11	403	44P10	
7.	1	S	.840	.109	51.12	441	44P11	403	44P10	
8.	1	XS	.840	.147	51.12	441	44P11	403	44P10	
9.	1 1/2	XXS	.840	.294	51.12	441	44P11	403	44P10	
10.	2	S	1.050	.113	51.12	441	44P11	403	44P10	
11.	2	XS	1.050	.154	51.12	441	44P11	403	44P10	
12.	2	XXS	1.050	.308	51.12	441	44P11	403	44P10	
13.	1	S	1.315	.133	51.12	441	44P11	403	44P10	
14.	1	XS	1.315	.179	51.12	441	44P11	403	44P10	
15.	1	XXS	1.315	.358	51.12	441	44P11	403	44P10	
16.	1 1/4	S	1.660	.140	51.12	441	44P11	403	44P10	
17.	1 1/4	XS	1.660	.191	51.12	441	44P11	403	44P10	
18.	1 1/4	XXS	1.660	.382	51.12	441	44P11	403	44P10	
19.	1 1/2	S	1.900	.145	51.12	441	44P11	403	44P10	
20.	1 1/2	XS	1.900	.200	51.12	441	44P11	403	44P10	
21.	1 1/2	XXS	1.900	.400	51.12	441	44P11	403	44P10	
22.	2	S	2.375	.154	51.12	441	44P11	403	44P10	
23.	2	XS	2.375	.218	51.12	441	44P11	403	44P10	
24.	2	XXS	2.375	.436	51.12	441	44P11	403	44P10	
25.			2.875	.120			44P11 (b)			
26.	2 1/2	S	2.875	.203	51.12	441	44P11	403	44P10	
27.	2 1/2	XS	2.875	.276	51.12	441	44P11	403	44P10	
28.	2 1/2	XXS	2.875	.552	51.12	441	44P11	403	44P10	
29.			3 1/4	.140			44P11 (b)			
30.	3	S	3.500	.216	51.12	441	44P11	403	44P10	
31.	3	XS	3.500	.300	51.12	441	44P11	403	44P10	
32.	3	XXS	3.500	.600	51.12	441	44P11	403	44P10	
33.			4	.148			44P11 (b)			
34.	3 1/2	S	4.000	.226	51.12	441	44P11	403	44P10	
35.	3 1/2	XS	4.000	.318	51.12	441	44P11	403	44P10	
36.	3 1/2	XXS	4.000	.636	51.12	441	44P11	403	44P10	
37.			4 1/2	.160			44P11 (b)			
38.	4	S	4.500	.237	51.12	441	44P11	403	44P10	
39.	4	XS	4.500	.337	51.12	441	44P11	403	44P10	
40.	4	XXS	4.500	.674	51.12	441	44P11	403	44P10	
41.			5 1/4	.200			44P11 (b)			
42.	5	S	5.563	.268	51.12	441	44P11	403	44P10	
43.	5	XS	5.563	.375	51.12	441	44P11	403	44P10	
44.	5	XXS	5.563	.750	51.12	441	44P11	403	44P10	
45.			6 3/4	.200			44P11 (b)			
46.	6	S	6.625	.280	51.12	441	44P11	403	44P10	
47.	6	XS	6.625	.432	51.12	441	44P11	403	44P10	
48.	6	XXS	6.625	.864	51.12	441	44P11	403	44P10	
49.			8	.109						66P1
50.			8	.171						66P1
51.			8 3/4	.225			44P11 (b)			
52.	8	S	8.625	.277	51.12	441	44P11	403	44P10	
53.	8	XS	8.625	.322	51.12	441	44P11	403	44P10	
54.	8	XS	8.625	.500	51.12	441	44P11	403	44P10	
55.	8	XXS	8.625	.875	51.12	441	44P11	403	44P10	
56.			10	.109						66P1
57.			10	.171						66P1
58.	10	S	10.750	.279	51.12		44P11 (b)			
59.			10 3/4	.284						
60.	10	S	10.750	.307	51.12	441	44P11	403	44P10	
61.	10	S	10.750	.365	51.12	441	44P11	403	44P10	
62.	10	XS	10.750	.600	51.12	441	44P11	403	44P10	
63.			12	.109						66P1
64.			12	.187						66P1
65.			12 3/4	.250			44P11 (b)			
66.			12 3/4	.320			44P11 (b)			
67.	12	S	12.750	.330	51.12	441	44P11	403	44P10	
68.	12	S	12.750	.375	51.12	441	44P11	403	44P10	
69.	12	XS	12.750	.600	51.12	441	44P11	403	44P10	
70.			14	.109						66P1
71.			14	.187						66P1
72.			14	.250			44P11 (b)			
73.			15	.250			44P11 (b)			
74.			16	.109						66P1
75.			16	.218						66P1
76.			16	.250			44P11 (b)			
77.			18	.109						66P1
78.			18	.218						66P1

TABLE 2.—PIPE SIZES PERMISSIBLE FOR GOVERNMENT ORDERS ONLY—Continued

Item	Nominal size (inches) Note (a)	O. D. size (inches)	Outside diameter (inches)	Wall thickness (inches)	CG-MIN 51.12, note (c)	Federal WW-P-441, note (d)	Navy 44P11, note (e)	Federal WW-P-403	Navy 44P10	Navy 66P1, note (f)
79		20	20.000	.140						66P1
80		20	20.000	.218						66P1
81		22	22.000	.140						66P1
82		22	22.000	.218						66P1
83		24	24.000	.140						66P1
84		24	24.000	.250						66P1
85		26	26.000	.140						66P1
86		26	26.000	.250						66P1
87		28	28.000	.140						66P1
88		28	28.000	.281						66P1
89		30	30.000	.140						66P1
90		30	30.000	.281						66P1

NOTE: (a) In the column headed Nominal Size-Inches:

s denotes "Standard Weight" pipe.

xs denotes "Extra Strong" pipe.

xxs denotes "Double Extra Strong" pipe.

(b) Actual wall thickness of the corresponding O. D. Sizes.

(c) (d) & (e) The wall thickness of wrought iron pipe (c) (Coast Guard Specification MIN 51.12, (d) Federal Specification WW-P-441 and (e) Navy Specification 44P11)

is 2-3 per cent greater than shown.

(f) Navy Department Specification 66P1 covers light wall pipe in the sizes shown which may be either outside diameters or inside diameters.

(g) The sizes permissible for ASTM-A53 and ASTM-A135 set forth in Table 1 are applicable to U. S. Coast Guard Specifications CG-MIN-51.11a and CG-MIN-51.11b

respectively.

[F. R. Doc. 43-14151; Filed, August 30, 1943; 11:43 a. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD

[Schedule VII to Limitation Order L-120]

COMMERCIAL ENVELOPES

§ 3281.23 Schedule VII to Limitation Order L-120—(a) Definitions: For the purpose of this schedule:

(1) The term "commercial envelopes" means all envelopes, including envelopes for greeting cards and valentines, and envelopes equipped with mechanical closures, except

(i) Envelopes included within the definition of "paper stationery" in Schedule VIII of Limitation Order L-120.

(ii) Expansion type envelopes.

(iii) Envelopes made wholly of glassine or transparent film (transparent cellulose, plicfilm, etc.)

(2) The term "envelopes equipped with mechanical closures" means envelopes having attached thereto a mechanical device, such as clasp or string and button, for closing or securing the open flap of the envelope.

(b) Limitations. After September 29, 1943,

(1) Papers. No person shall manufacture commercial envelopes from paper the substance weight of which is greater than the substance weight indicated for such paper in the following table per 500 sheets—17" x 22":

Grade of paper:	Substance weight
Envelope manila	28
Envelope Kraft	28
Bonds	20
Rope and jute	28
Papers made principally from extra strong sulphite or extra strong sulphate pulps excluding white	28
Other grades	24

The following are excepted from this limitation on basis weight:

(i) Envelopes equipped with mechanical closures

(ii) Filing and document envelopes

(iii) Envelopes with safety fold

(iv) Envelopes used to package material, not including written or printed

matter, the weight of which requires paper heavier than shown in the above table.

(v) Envelopes made prior to December 28, 1943, from papers which on August 30, 1943, were in the possession or manufactured for the account of the envelope manufacturer, regardless of the weight of such papers provided that such person complies with all other provisions of this schedule.

(2) Styles. No person shall manufacture commercial envelopes with linings.

(3) Boxes. No envelope manufacturer shall use for packaging commercial envelopes any paperboard boxes except boxes made in accordance with Table I of Schedule IV to General Limitation Order L-239.

(4) Miscellaneous provisions. (i) No person who manufactures commercial envelopes for resale in bunches through wholesale and retail outlets, or commercial announcement envelopes, shall fold such envelopes so as to bulk in excess of the thickness per bunch specified by the following tables:

Number of envelopes per bunch:	Thickness of bunch (inches)
24-25	1 1/2
20-23	1 1/4
18-19	1 1/8
15-17	1
10-14	3/4
Under 10	1/2

(ii) No person who manufactures commercial envelopes equipped with mechanical closures shall include adhesives on the open or seal flap.

(iii) No person who manufactures commercial envelopes equipped with mechanical closures shall package same in containers, other than outside shipping containers, containing less than 250 envelopes.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD

[Schedule VIII to Limitation Order L-120]

PAPER STATIONERY

§ 3281.24 Schedule VIII to Limitation Order L-120—(a) Definitions. For the purpose of this Schedule the term "paper stationery" includes:

(1) Envelopes, correspondence paper and cards, manufactured for social correspondence.

(2) Envelopes with paper or cards to correspond manufactured for wedding invitations and wedding announcements.

(3) Envelopes with note paper or cards of corresponding size, packaged together in a single box, portfolio, or other common container, manufactured and assembled for resale as a unit (papeteries).

(b) General limitations. From and after September 29, 1943:

(1) Papers. (i) No person shall manufacture paper stationery from any paper the substance weight of which is greater than that specified for such paper in the following table per 500 sheets.

Grades	Substance weights		
	17" x 22"	22 1/2" x 28 1/2"	
	Envelopes	Note paper	Cards
Bonds, except extra 100% Rag Grade	20	16	
Bonds, Extra 100% Rag Grade	20	20	
Rag Content and Chemical Wood Wedding for use in manufacturing wedding invitations and wedding announcements only	24	24	120
Other grades	24	20	100

(ii) There is excepted from this limitation on basis weight, paper stationery made prior to December 29, 1943 from papers which on August 30, 1943, were in the possession or manufactured for

the account of the paper stationery manufacturer, regardless of their substance weight, provided that such person complies with all other provisions of this schedule.

(2) *Sizes and styles.* (i) No envelope size and style shall be manufactured other than those that can be manufactured from dies in existence on August 30, 1943.

(ii) No person shall manufacture paper stationery envelopes with linings.

(3) *Boxes.* No paper stationery manufacturer shall use for packaging paper stationery any paperboard boxes except boxes made in accordance with Tables 1 and 2 of Schedule 4 to Limitation Order L-239.

(4) *Miscellaneous.* (i) No person who manufactures or assembles paper stationery envelopes for resale in bunches through wholesale and retail outlets shall fold such envelopes in excess of the thickness per bunch specified by the following table:

Number of envelopes per bunch:	Thickness of bunch (inches)
24-25.....	1½
20-23.....	1¼
18-19.....	1⅓
15-17.....	1
10-14.....	¾
Under 10.....	½

(ii) No person who manufactures or assembles paper stationery envelopes for papeteries in bunches shall fold such envelopes so as to bulk in excess of the thickness per bunch specified by the following table, when such bunches whether banded or not, are enclosed in the papeterie box.

Number of envelopes per bunch:	Thickness of bunch (inches)
24-25.....	1½
20-23.....	1¼
18-19.....	1⅓
15-17.....	1
10-14.....	¾
Under 10.....	½

Exception. Paper stationery envelopes made prior to December 28, 1943 may be folded so as to bulk in excess of the limitations of the above table only for the purpose of being enclosed in papeterie boxes which are wholly or partially fabricated on August 30, 1943.

(iii) No person shall manufacture or assemble wedding invitation or wedding announcement stationery in bunches, boxes or other units containing more than 1 envelope per invitation or announcement unit.

(iv) No person shall manufacture or assemble wedding invitation or wedding announcement cabinets which contain less than 100 envelopes and 100 sheets per cabinet. The envelopes for said cabinets shall not be folded so as to bulk in more than 2" per 25 envelopes.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14154; Filed, August 30, 1943;
11:42 a. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD

[Schedule IX to Limitation Order L-120]

TABLETS, NOTEBOOKS, PADS, AND LOOSELEAF FILLERS

§ 3281.25 *Schedule IX to Limitation Order L-120—(a) Applicability.* The following converted paper items are subject to the restrictions of this schedule:

- (1) Memorandum and notebooks.
- (2) Stenographer notebooks.
- (3) Loose leaf fillers.
- (4) Pads.
- (5) Typewriter tablets.
- (6) Writing tablets.
- (7) School supplies including but not limited to—

- (i) Blue books.
- (ii) Composition books.
- (iii) Music books.
- (iv) Spelling books.
- (v) Drawing tablets.
- (vi) Examination tablets.
- (vii) Spelling tablets.
- (viii) Theme tablets.

(b) *General limitations.* From and after September 29, 1943:

(1) *Papers.* (i) No person shall manufacture tablets, notebooks, pads or loose-leaf fillers from any paper the substance weight of which is greater than that specified for such paper by the following table:

Article	Grade	Substance weight per 500 sheets
Drawing books, tablets and pads, Writing tablets.....	All grades.....	24" x 36"—60 lbs.
	Bond.....	17" x 22"—16 lbs.
	Newsprint.....	24" x 36"—32 lbs.
	Other grades.....	17" x 22"—20 lbs.
	All grades.....	17" x 22"—16 lbs.
All articles not otherwise listed.		

(ii) There are excepted from this limitation on basis weight, tablets, notebooks, pads and loose-leaf fillers made prior to December 28, 1943 from papers which on August 30, 1943, were in the possession or manufactured for the account of the manufacturer of tablets, notebooks, pads and loose-leaf fillers, regardless of this substance weight: *Provided*, That such person complies with all the provisions of this schedule.

(2) *Miscellaneous.* (i) No person shall manufacture tablets or pads with backboards heavier than the count specified in the following table:

Kind of tablet or pad:	Count of back-board (25" x 40"—50 lbs. per bundle)	Sheets per bundle
Tablets manufactured from newsprint grades.....		80
Tablets manufactured from rag and chemical wood grades.....		60
Pads, the sheet size of which is in excess of 60 square inches.....		60
Pads, the sheet size of which is 60 square inches or less.....		80

(ii) No person shall manufacture tablets with covers made from any of the following grades of paper or paperboard heavier than the weight indicated for such grade by the following table:

Grade of cover:	Weight
Uncoated cover.....	20" x 26"—80 (500 sheets)
Coated cover.....	20" x 26"—60 (500 sheets)
Bristols including Bogus.....	22½" x 28½"—94 (500 sheets)
Imitation Press Board.....	17" x 28"—70 (500 sheets)
Semi-genuine Press Board.....	.008 Caliper.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD

[Schedule XII to Limitation Order L-120]

PAPER TOWELS

§ 3281.28 *Schedule XII to Limitation Order L-120—(a) Standard ream count.* On and after August 30, 1943, the basis weights for towels shall be calculated by reference to a standard ream of 500—24" x 36" with tolerance of 5% over or under the specified sheet, instead of by reference to the ream of 480—24" x 36" heretofore used.

(b) *Limitations.* Except as provided in paragraph (c) of this schedule no person shall manufacture or package any towels in roll or folded form, in any basis weight heavier than indicated in (i) under the appendix, or in any size, count or pack contrary to the provisions of (ii), (iii) and (iv) under the appendix.

(c) *Exceptions.* Notwithstanding the limitations of paragraph (b) of this schedule, any person may prior to October 29, 1943 manufacture and package towels in any basis weight, in any size, count or pack required to utilize inventories of paper cartons or shipping cases already in the possession or manufactured for the account of such person on August 30, 1943.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX

PAPER TOWELS

- (i) *Maximum basis weight* (24" x 36"—500 sheets): 35# maximum single sheet.
- (ii) *Size:* Industrial folded and roll, no restrictions.
Household roll, 7½ x 11, maximum.
- (iii) *Count:* Narrow fold industrial type, 125 towels per package, minimum.
All other industrial roll and folded, also household roll, 150 towels per package, minimum.
Household roll towels to show count and size on label.
- (iv) *Pack* (for shipping): Industrial roll and folded, 3750 towels to case, minimum.
Household roll, 7200 towels to case, minimum.

[F. R. Doc. 43-14156; Filed, August 30, 1943;
11:42 a. m.]

PART 3281—STANDARDIZATION AND SIMPLIFICATION OF PAPER AND PAPERBOARD

[Schedule XIII to Limitation Order L-120]

PAPER NAPKINS

§ 3281.29 *Schedule XIII to Limitation Order L-120.*—(a) *Standard ream count.* On or after August 30, 1943, the basis weights for napkins shall be calculated by reference to a standard ream of 500—24" x 36"—with tolerance of 5% over or under the specified sheet, instead of by reference to the ream of 480—24" x 36" heretofore used.

(b) *Limitations.* Except as provided in paragraph (c) of this schedule no person shall manufacture or package any napkins in any basis weight heavier than indicated in (i) under the appendix, or in any size, count, bulk or pack contrary to the provisions of (ii), (iii), (iv) and (v) under the appendix.

(c) *Exceptions.* Notwithstanding the limitations of paragraph (b) of this schedule, any person may prior to October 29, 1943, manufacture and package napkins in any basis weight, in any size, count, bulk or pack required to utilize inventories of paper cartons or shipping cases already in the possession or manufactured for the account of such person on August 30, 1943.

Issued this 30th day of August 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX

PAPER NAPKINS

(i) *Maximum basis weight* (24" x 36"—500 count): 14# maximum.

(ii) *Size:* 180 square inches, maximum.

(iii) *Count* (retail packages): 80 and 100 count only (The limitations as to "count" shall not apply to printed, decorated napkins).

(iv) *Bulk* (retail packages): 80 count—3 inches high, maximum; 100 count—3½ inches high, maximum.

(v) *Packing:* All bulk and dispenser type—10,000 to case, minimum 80 and 100 count (retail package)—48 packages to case minimum.

[F. R. Doc. 43-14152; Filed, August 30, 1943; 11:44 a. m.]

Chapter XI—Office of Price Administration

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RPS 63, Amdt. 13]

RETAIL PRICES FOR NEW RUBBER TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Price Schedule No. 63 is amended in the following respects:

1. Section 1315.110 (m) (1) (ii) (d) is added to read as follows:

*Copies may be obtained from the Office of Price Administration.

† 8 F.R. 2110, 2663, 4332, 5746, 7597, 8860.

(d) HIGHWAY TREAD RAYON

Size	Ply	Maximum price
8.25-20.....	10	\$76.40
9.00-20.....	10	91.15
10.00-20.....	12	115.55
11.00-20.....	12	136.65

2. Section 1315.110 (m) (8) (ii) (a) is amended to read as follows:

(a) JUMBO JUNIOR

Size:	Maximum price
8 x 3.00-4.....	\$1.52
10 x 3.50-4.....	1.56
12 x 4.00-6.....	1.61
16 x 5.00-8.....	1.87
18 x 5.50-8.....	2.09
6.50-10.....	2.56

3. Section 1315.110 (m) (11) (i) is amended to read as follows:

(i) MUD AND SNOW

Size	Ply	Maximum price
6.00-16.....	6	\$22.00
6.50-20 (32 x 6).....	8	37.00
7.00-20 (32 x 6).....	10	49.80
7.50-20.....	8	49.80
7.50-20 (34 x 7).....	10	66.45
11.00-20.....	12	126.50

4. Section 1315.110 (m) (12) is added to read as follows:

(12) Dunlop Tire and Rubber Company: Maximum prices for the following sizes in the following brands of truck tires shall be:

(i) MUD AND SNOW

Size	Ply	Maximum price
7.50-16.....	6	\$38.05

5. Section 1315.110 (m) (13) is added to read as follows:

(13) The Pharis Tire and Rubber Company: Maximum prices for the following sizes in the following brands of truck tubes shall be:

(i) HEAT PRUF

Size:	Maximum price
7.00-15.....	\$3.69
7.50-15.....	5.54
7.50-16.....	3.14
7.00-16.....	3.54

6. Section 1315.110 (p) (2) (ii) (c) is amended to read as follows:

(c) ROCK SPECIAL

Size	Ply	Maximum price
9.00-20.....	12	\$100.90
11.00-24.....	14	162.82

7. Section 1315.110 (p) (2) (ii) (d) is amended to read as follows:

(d) JUMBO JUNIOR

Size	Ply	Maximum price
8 x 3.00-4.....	4	\$4.44
10 x 3.50-4.....	4	4.93
12 x 4.00-6.....	4	5.77
16 x 5.00-8.....	6	11.10
18 x 5.50-8.....	6	13.71

8. Section 1315.110 (p) (2) (iv) is amended to read as follows:

(iv) United States Rubber Company: (a) Maximum prices for the following sizes in the following brands of tires shall be:

(i) GILLETTE TRACTOR IMPLEMENT

Size	Ply	Maximum price
5.00-15.....	4	\$11.55
5.50-16.....	4	12.65
6.00-16.....	4	14.40
7.50-10.....	4	23.95
7.50-18.....	4	22.00

(2) U. S. FARM TRACTOR—WIDE BASE

10-28.....	4	\$47.45
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(5) U. S. IMPLEMENT

5.00-15.....	4	\$10.25
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(b) Maximum prices for the following sizes in the following brands of tubes shall be:

(1) U. S. FARM TRACTOR

Size:	Maximum price
10-28.....	\$8.40

(2) U. S. IMPLEMENT

5.00-15.....	2.10
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9. Section 1315.110 (p) (2) (v) is added to read as follows:

(v) The Dayton Rubber Manufacturing Company: Maximum prices for the following sizes in the following brands of tires shall be:

(a) THOROBRED ROCK SERVICE AND LOGGER

Size	Ply	Maximum price
8.25-20.....	12	\$83.20
9.00-20.....	12	100.50
10.00-20.....	14	125.70

10. Section 1315.110 (p) (2) (vi) is added to read as follows:

(vi) The Goodyear Tire and Rubber Company: Maximum prices for the following sizes in the following brands of tires shall be:

(a) TRIPLE RIB FRONT TRACTOR

Size	Ply	Maximum price
6.00-12.....	6	\$18.70
6.00-12.....	8	21.05

11. Section 1315.110 (p) (2) (vii) is added to read as follows:

(vii) Seiberling Rubber Company: Maximum prices for the following sizes in the following brands of tires shall be:

(a) ROCK SERVICE

Size	Ply	Maximum price
7.50-20.....	10	\$68.05
8.25-20.....	12	83.20
9.00-20.....	12	100.90
10.00-20.....	14	125.70

12. Section 1315.111 (b) is amended by revoking the 21st item in the table in which item Cities Service Oil Company is listed as the distributor.

13. Section 1315.111 (d) is amended by revoking the 30th item in the table in which item Cities Service Oil Company is listed as the distributor.

14. Section 1315.111 (e) (2) is amended by revoking the 4th item in the table in which item Cities Service Oil Company is listed as the distributor.

This amendment shall become effective September 2, 1943.

(Pub. Laws 421 and 729, 77th Cong.; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14002; Filed, August 27, 1943; 4:31 p. m.]

PART 1340—FUEL

[RPS 88, Amdt. 122, Correction]

PETROLEUM AND PETROLEUM PRODUCTS

Item 9 in Amendment No. 122 is corrected to read, "In the second unnumbered paragraph of § 1340.159 the words 'petroleum or of' in the phrase, 'if, on his last sale of petroleum or of a petroleum product', and the words, 'petroleum or' in the phrase 'in connection with sales of petroleum or the same petroleum product', are deleted".

This correction shall become effective August 27, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 27th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14003; Filed, August 27, 1943; 4:31 p. m.]

PART 1398—OFFICE AND STORE MACHINES

[RO 4A, Amdt. 4]

TYPEWRITERS

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

8 F.R. 3718.

7 F.R. 10306; 8 F.R. 1065, 1588, 5172, 7384.

Ration Order 4A is amended in the following respects:

1. Section 1398.121 is amended by deleting the words "Board of Economic Warfare" and substituting instead the words "Office of Economic Warfare."

This amendment shall become effective August 31, 1943.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 507, 421, and 729, 77th Cong.; WPB Directive No. 1, Supplementary Directive No. 1-D, Conversion Order No. L-54a, 7 F.R. 526, 1792, 2130)

Issued this 27th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14004; Filed, August 27, 1943; 4:31 p. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[2d Rev. Restaurant MPR 7-1]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION IN DENVER REGION

Revised Restaurant Maximum Price Regulation No. 7-1 is redesignated as 2d Revised Restaurant Maximum Price Regulation No. 7-1, and is revised and amended to read as follows:

In the judgment of the Regional Administrator of Region VII, the prices of food and beverages sold for immediate consumption in the States of Colorado, Montana, New Mexico, Utah and Wyoming, and all that portion of the State of Idaho lying south of the southern boundary of Idaho County, and all of Harney and Malheur Counties in the State of Oregon, and all of Mohave and Coconino Counties in the State of Arizona, have risen and are threatening further to rise to an extent and in a manner inconsistent with the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328.

In the judgment of the Regional Administrator of Region VII, the maximum prices established by this regulation are generally fair and equitable and are necessary to check inflation and to effectuate the purposes of the Act.

So far as practicable the Regional Administrator of Region VII gave due consideration to prices prevailing between October 1 and 15, 1941, and consulted with the representatives of those affected by this regulation. A statement of the considerations involved in the issuance of this regulation is issued simultaneously herewith.

Therefore, in accordance with the direction of the President to take action which will stabilize prices affecting the cost of living, and under the authority therewith delegated by the President pursuant to the Act of Congress approved October 2, 1942, entitled "An Act to Aid in Stabilizing the Cost of Living" (F.R. 7565), 77th Congress, 2d Session, and under the authority of Executive Order 9250, Executive Order 9328, and the Emergency Price Control Act of 1942, the Regional Administrator of Region VII hereby issues this 2d Revised Restaurant Maximum Price Regulation No. 7-1, establishing as the maximum prices for

food and drink sold for immediate consumption in the above mentioned states the prices prevailing therefor during the seven-day period beginning April 4, 1943, and ending April 10, 1943.

§ 1448.601 Maximum prices for food and drink sold for immediate consumption. Under the authority vested in the Regional Administrator of Region VII by the Emergency Price Control Act of 1942, as amended, Executive Order 9250, Executive Order 9328 and General Order No. 50 issued by the Office of Price Administration, 2d Revised Restaurant Maximum Price Regulation No. 7-1 (Food and Drink Sold for Immediate Consumption), which is annexed hereto and made part hereof, is hereby issued.

AUTHORITY: § 1448.601 issued under Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

2d REVISED RESTAURANT MAXIMUM PRICE REGULATION NO. 7-1—FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION

CONTENTS

Sec.

1. Sales at higher than ceiling prices prohibited.
2. How you figure ceiling prices for food items and meals you offered in the seven-day period from April 4, 1943, to April 10, 1943.
3. How you figure ceiling prices for food items and meals you did not sell in the seven-day period.
4. How you figure ceiling prices if you are the proprietor of a seasonal eating place.
5. Classes of food items and meals.
6. No ceiling price for any food item or meal to be higher than the highest ceiling price for a food item or meal of the same class in the base period.
7. Prohibition against discontinuing meals at certain prices.
8. Evasion.
9. Rules for new proprietors.
10. Taxes.
11. Records.
12. Posting.
13. Operation of several places.
14. Relation to other maximum price regulations.
15. Geographical application.
16. Licensing.
17. Enforcement.
18. Definitions and explanations.
19. Exempt sales.
20. Special orders.
21. Applications for adjustment.
22. Petitions for amendment.
23. Revocation.

SECTION 1. Sales at higher than ceiling prices prohibited. If you own or operate a restaurant, hotel, cafe, delicatessen, soda fountain, boarding house, or any other eating or drinking place not expressly exempted herefrom, you must not offer or sell any "food item" (including any beverage) or "meal" at a price higher than the ceiling price which you figure according to the directions in the next two sections (Sections 2 and 3). You may, of course, sell at lower than ceiling prices.

SEC. 2. How you figure ceiling prices for food items and meals you offered in the seven-day period from April 4, 1943, to April 10, 1943. (a) Your ceiling price for any food item or meal which you offered in the seven-day period beginning Sunday, April 4, 1943, and ending Saturday, April 10, 1943, is the highest price

at which you offered the same food item or meal in that seven-day period.

(b) As to any food item sold separately which is a bakery product under MPR 319, you may add to your ceiling price the amount, if any, by which the cost of such food item has been increased by your customary supplier since April 10, 1943.

SEC. 3. How you figure ceiling prices for food items and meals you did not sell in the seven-day period. You must figure your ceiling price for a food item or meal which you did not offer in the seven-day period as follows:

(a) Choose from the food items or meals for which a ceiling price has already been fixed the food item or meal which is most similar to the food item or meal you are pricing; and

(b) Figure a price "in line" with the ceiling price of that most similar food item or meal. A price is "in line" if the customer receives as much value for his money from the one item or meal as from the other, even though the two prices may be different. In comparing values, quality, size of portions, and the margin over food cost are the things that count; or

(c) If you prefer, take as your ceiling price the last price at which you offered the same food item or meal for sale before the seven-day period.

(d) Once your ceiling price for a food item or meal has been fixed, it may not be changed.

SEC. 4. How you figure ceiling prices if you are the proprietor of a seasonal eating place. If you are the proprietor of a seasonal eating or drinking place which is not exempt under the terms of section 19 (f) you must figure your ceiling prices as follows:

(a) If the place was in operation during the base period from April 4 to April 10, 1943, use the rules set forth in sections 2 and 3.

(b) If the place was not in operation during the base period from April 4 to April 10, 1943, but another place of the same type and within a reasonable distance was in operation during that period, fix your ceiling prices as a new proprietor under the terms of section 9 (b).

(c) If you cannot price under subparagraphs (1) and (2) above, you must apply for a price to the OPA District Office for the area in which the place is located.

SEC. 5. Classes of food items and meals. (See definitions of "food item" and "Meal" contained in section 18.) (a) *The classes of food items.*

BREAKFAST ITEMS

- (1) Fruits and fruit juices.
- (2) Cereals.
- (3) Egg and combination egg dishes served at breakfast.
- (4) Bread, rolls, toast, etc., served at breakfast.
- (5) Waffles and hot cakes.
- (6) Breakfast meats.
- (7) All other breakfast dishes.

OTHER ITEMS

- (8) Appetizers and cocktails.
- (9) Soups.
- (10) Beef.
- (11) Pork.
- (12) Lamb, mutton.

(13) Veal.

(14) Poultry.

(15) Fish and shellfish.

(16) Miscellaneous and variety meats including liver, kidneys, and made dishes such as stews, casseroles, etc.

(17) Egg and cheese dishes which might be served as a main dish or entree in a meal.

(18) All other dishes which might be served as a main dish or entree in a meal, such as spaghetti, vegetable plate, baked beans, chop suey, etc.

(19) Potatoes.

(20) All other vegetables.

(21) Bread and butter.

(22) Salads (except as served as main course in a meal.)

(23) Cakes, cookies, pies, pastries, and other baked goods.

(24) Ice Cream and all fountain items.

(25) All other desserts including fruits, puddings, cheese, etc.

(26) Hot Sandwiches.

(27) Cold Sandwiches.

(28) All other food items.

BEVERAGES

(29) Nonalcoholic beverages.

(30) Beer and other malt beverages.

(31) Wines.

(32) Other alcoholic beverages.

(b) *The classes of meals.* For the purposes of this regulation there shall be ten classes of meals: namely, breakfast, lunch, tea, dinner and supper during week days, and breakfast, lunch, tea, dinner and supper on Sundays.

SEC. 6. No ceiling price for any food item or meal to be higher than the highest ceiling price for a food item or meal of the same class in the base period. Under no circumstances are you permitted to charge a higher price for a food item or meal than your highest ceiling price for food items or meals of the same class offered in the seven-day period, except that any proprietor who has customarily in the regular course of his business charged higher prices for meals or food items, including beverages, on any one or more of the following holidays: namely, New Year's Day, Easter, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas, and New Year's Eve, may continue to charge such higher prices on such holidays not, however, to exceed an increase of 15% above his regular Sunday price.

Example 1. If you figured an "in line" price for a new week-day dinner at \$1.25, and your highest ceiling price in the week-day dinner class is \$1.00, your ceiling price for the new dinner is \$1.00.

Example 2. If your highest ceiling price for any soup offered by you during the seven-day period is 15 cents, you may not offer any other soup at a higher price than 15 cents.

SEC. 7. Prohibition against discontinuing meals at certain prices. You must not now discontinue offering meals at prices comparable to those charged by you in the seven-day period if by your doing so your customers would actually have to pay more than they did in the seven-day period. You will be in violation of this rule unless.

(a) You continue to offer meals at different prices representative of the range of prices at which you offered meals of the same class during the seven-day period, and unless

(b) You continue to offer at least as many different meals at or below the lowest price charged by you for meals

of the same class on any day that you select in the seven-day period, as you did on that day.

Example. If you select Friday, April 9, 1943, to determine the lowest price and the number of week-day meals offered at that price, and if on that day you offered six week-day dinners, of which two were priced at 85¢, and one each at 90¢, \$1.00, \$1.10, \$1.15, you must continue to offer two week-day dinners at 85¢. Note that Sunday meals and week-day meals are meals of a different class.

SEC. 8. Evasion. You must not evade the provisions of this regulation by any scheme or device, including:

(a) Deteriorating quality or reducing quantity without making appropriate reductions in price;

(b) Withdrawing the offer, or increasing the price, of any meal ticket, weekly rate, or other arrangement by which customers may buy food items or meals at less than the prices they must pay when purchasing by item or meal;

(c) Increasing any cover, minimum, bread-and-butter, service, corkage, entertainment, check-room, parking, or other special charges, or making such charges when they were not in effect in the seven-day period;

(d) Requiring as a condition of sale of an item or meal the purchase of other items or meals, except that you may refuse to sell coffee unless a customer also purchases another food item;

(e) Refusing to sell combination of food items as meals if such meals were offered in the seven-day period and the items making up the combination are being offered separately.

(f) You will not be considered evading the provisions of this regulation, however, if you do any of the following things, even though you did not do any of these things during the seven-day period:

(1) You may limit your customers to one cup of coffee per meal.

(2) You may limit your customers to one pat of butter per meal.

(3) You may reduce the quantity, or eliminate altogether, condiments (such as catchup, chili sauce, etc.) which you may have customarily placed at the disposal of your customers and which now are, or may hereafter be, subject to any rationing order or rationing regulation of the Office of Price Administration.

(4) You may reduce the amount of sugar served with each cup of coffee or tea, or each bowl of cereal, fruit or other similar food items with which sugar is served, to, but not less than, one teaspoonful.

You may not, however, make the curtailment authorized in the foregoing subparagraphs and furnish those curtailed items at an additional charge. For example, if during the seven-day period you furnished catchup and mustard, you may not now discontinue furnishing those items free and at the same time offer to furnish them for an additional charge.

SEC. 9. Rules for new proprietors. (a) If you acquire another's business and continue the business in the same place, you are subject to the same ceiling prices and duties as the previous proprietor.

(b) If you open an eating or drinking place after the seven-day period, you

must fix ceiling prices in line with the ceiling prices of the nearest eating or drinking place of the same type as yours. If the ceiling prices so fixed are too high and threaten to have an inflationary effect on the price of food or drink, the Office of Price Administration may issue an order requiring you to reduce your ceiling prices. You are subject to the record requirements of Section 11 and the posting requirements of Section 12 immediately upon the opening of your place.

Sec. 10. Taxes. If in the seven-day period you stated and collected the amount of any tax separately from the price you charged, you may continue to do so. You may also separately state and collect the amount of any new tax or of any increase in the amount of a previous tax on the sale of food or drink or on the business of selling food or drink, if the tax is measured by the number or price of items or meals.

Sec. 11. Records—(a) Filing of menus. General Order No. 50 required you to file with your War Price and Rationing Board on or before May 1, 1943, a signed copy of each menu or list of your prices in effect during the seven-day period beginning Sunday, April 4, 1943, and ending Saturday, April 10, 1943. If you have not already filed, you must do so immediately. Failure to do so will also constitute a violation of this regulation.

(b) Filing by proprietors not in operation during the seven-day period. The proprietor of an eating or drinking place which was not open during the seven-day period (including newly-opened places) shall file menus or a price list in accordance with paragraph (a) above, except that (1) the filing shall be for the seven-day period beginning with the first Sunday that place is open after April 4, 1943, and (2) the filing shall be made within three weeks of such first Sunday.

(c) Records of the seven-day period. You must make available for examination by any person during ordinary business hours a copy of each menu used by you in the seven-day period from April 4-10, 1943, or if you are a new proprietor, in the seven-day period referred to in paragraph (b) above. If you did not use menus, or if your menus were incomplete, you must make available for such examination a list of the highest prices you charged in such seven-day period.

(d) Customary records. You must preserve all your existing records relating to your prices, costs and sales. You must also continue to maintain such records as you ordinarily kept. All such records shall be subject to examination by the Office of Price Administration.

(e) Future records. Beginning with the effective date of this regulation, you must keep, for examination by the Office of Price Administration, two copies of each menu used by you each day. If you do not use menus you must prepare, in duplicate, and preserve for such examination, a record of the prices charged by you each day, except that you need not record prices which are the same as, or less than, prices you previously recorded for the same items or meals. Proprietors who operate a number of eating or drinking places in the same city

which have customarily been subject to central control may keep the records required by this paragraph for those places at a central office or the principal place of business within the city.

Sec. 12. Posting. (a) Beginning May 14, 1943, each menu must have clearly and plainly written on or attached to it the following statement:

All prices listed hereon are at or below our ceiling prices as of April 4 to 10, 1943.

If you do not use menus, you must post the statement by a sign which can be easily read by your customers and must be located near the cashier's desk, if any, or, if none, in such location that the customer can easily read same at the time of purchase.

(b) If you made menus available to customers in the seven-day period, you shall continue to make them available.

Sec. 13. Operation of several places. If you own or operate more than one eating or drinking place, you must do everything required by this regulation for each place separately.

Sec. 14. Relation to other maximum price regulations. The provisions of this regulation shall supersede other regulations, including the General Maximum Price Regulation, now or hereafter issued by the Office of Price Administration, in so far as they establish maximum prices for meals and food items sold by eating and drinking places. However, a price charged during the base period of this regulation shall not become a maximum price under this regulation to the extent that it exceeded the maximum price established by another regulation applicable at that time. In such case the lawful maximum price applicable at that time shall be the maximum price hereunder.

Sec. 15. Geographical application. This 2d Revised Restaurant Maximum Price Regulation No. 7-1 applies to the states of Colorado, Montana, New Mexico, Utah and Wyoming, and all that portion of the State of Idaho lying south of the southern boundary of Idaho County, and all of Harney and Malheur Counties in the State of Oregon, and all of Mohave and Coconino Counties in the State of Arizona.

Sec. 16. Licensing. The registration and licensing provisions of §§ 1499.15 and 1499.16 of the General Maximum Price Regulation are applicable to every person subject to this 2d Revised Restaurant Maximum Price Regulation No. 7-1.

Sec. 17. Enforcement. Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement action, suits for treble damages and proceedings for suspension of licenses, provided for by the Emergency Price Control Act of 1942, as amended.

Sec. 18. Definitions and explanations.

(a) "Person" means individual, corporation, partnership, association or other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, any other government, or any of its political subdivisions, and any agencies of any of the foregoing.

(b) "Meal" means a combination of food items sold at a single price. Examples of meals are a five-course dinner, a club breakfast, and a blue-plate special. Two or more kinds of food which are prepared or served to be eaten together as one dish are not a "meal." Examples of such dishes are: ham and eggs, bread and butter, apple pie and cheese.

(c) "Offered" means offered for sale and includes the listing or posting of prices for items and meals even though the items and meals so offered were not actually on hand to be sold.

(d) "Food item" means an article or portion of food (including beverages) sold or served by an eating or drinking place for consumption in or about the place or to be taken out for eating without change in form or additional preparation. It includes two or more kinds of food which are prepared or served to be eaten together as one dish, such as ham and eggs, bread and butter, apple pie and cheese.

(e) "Eating or drinking place" shall include any place, establishment or location, whether temporary or permanent, from which any food item or meal is sold except those places which are specifically exempted in Section 19 hereof.

(f) Unless the context otherwise requires, the definitions set forth in Section 302 of the Emergency Price Control Act of 1942 and in the General Maximum Price Regulation, issued by the Office of Price Administration, shall apply to other terms used herein.

Sec. 19. Exempt sales. Sales by the following eating or drinking places are specifically exempt from the provisions of this regulation:

(a) Bona fide private clubs insofar as such clubs sell only to members and bona fide guests of members. Whenever such clubs sell to persons other than members or bona fide guests of members, such clubs shall be considered for all sales an eating or drinking place within the meaning of this regulation. No club shall be considered to be exempt as a private club, within the meaning of this subparagraph, unless its members pay dues (more than merely nominal in amount), are elected to membership by a governing board, membership committee or other body, and otherwise is operated as a private club.

No club organized after the effective date of this regulation shall be exempt unless and until it has filed a request for exemption with the nearest State or District Office of the Office of Price Administration, furnishing such information as may be required, and has received communications from such office authorizing exemption as a private club.

(b) Eating and drinking places located on church premises and operated in connection with special church, Sunday School and other religious occasions.

(c) Public and private hospitals insofar as such hospitals serve food to patients. Public and private hospitals are covered by the regulation insofar as such hospitals sell meals to visitors, employees, and private nurses.

(d) Eating and drinking places when operated by a school, college, university or other educational institution, or a

student fraternity or other student organization or association primarily for the convenience and accommodation of students and faculty, and not for profit as a commercial or business enterprise or undertaking.

(e) Eating and drinking places located on board common carriers, when operated as such, including railroad dining cars, club, bar and buffet cars, and peddlers aboard railroad cars. Provided, however, that peddlers aboard railroad cars who make no sales outside of the states enumerated in Section 15 shall not be exempt but shall be covered by the regulation.

(f) If you are the proprietor of a seasonal eating or drinking place that:

(1) Was not open during the base period from April 4 to 10, 1943,

(2) Received 90 percent or more of its total annual revenue during four calendar months of the year,

(3) Is located in an area for which no Maximum Rent Regulation has been issued,

the prices for food items and meals offered by you in that place are exempt from control.

You must not regard this exemption as relieving you from the obligations imposed upon you by General Order No. 50, and you are still subject to the provisions of Section 20 of this regulation. Pursuant to this latter section the Administrator will by special order establish maximum prices for any seasonal eating or drinking place which takes undue advantage of the exemption.

Sec. 20. *Special orders.* The provisions of this regulation to the contrary notwithstanding, the Office of Price Administration may from time to time issue special orders providing for the reduction of the maximum price of any food item or items or meal or meals sold or offered by any seller or sellers when, in the judgment of the Administrator, such action is necessary or desirable to prevent excessive charges, to prevent inflation, to stabilize prices affecting the cost of living, or to carry out the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250 and 9328.

Sec. 21. *Application for adjustment.*

(a) The Office of Price Administration may adjust the maximum prices for any eating establishment under the following circumstances:

(1) The establishment will be forced to discontinue operations unless it is granted an adjustment of the maximum prices established by this regulation.

(2) Such discontinuance will result in serious inconvenience to consumers in that they will either be deprived of all restaurant service or will have to turn to other establishments that present substantial difficulties as to distance, hours of service, selection of meals or food items offered, capacity, or transportation.

(3) By reason of such discontinuance, the same meals or food items will cost the customers of the eating establishment as much or more than the proposed adjusted prices.

(b) If you are the proprietor of an eating establishment which satisfies the requirements specified above, you may apply for an adjustment of your maxi-

mum prices by submitting to your OPA District Office a statement setting forth:

(1) Your name and address.

(2) A description of your eating establishment including: type of service rendered (such as cafeteria, table service, etc.), classes of meals offered (such as breakfast, lunch and dinner), number of persons served per day during the most recent thirty-day period,¹ and such other information that may be useful in classifying your establishment.

(3) The reasons why your customers will be seriously inconvenienced if you discontinue operations.

(4) The names and addresses of the three nearest eating places of the same type as yours.

(5) A list showing your present and requested, adjusted maximum prices.

(6) A profit and loss statement for your restaurant business for the most recent three-month accounting period, and a copy of your last income tax return if one was filed separately for your restaurant business.

Applications for adjustment under this section may be acted upon by any District Office that has been authorized to do so by order of the Regional Office.

Sec. 22. *Petitions for amendment.* You may petition for an amendment of any provision of this regulation (including a petition pursuant to Supplementary Order No. 28) by proceeding in accordance with Revised Procedural Regulation No. 1, except that the petition shall be filed with and acted on by the Regional Administrator.

Sec. 23. *Revocation.* This regulation may be revoked, amended or corrected at any time.

This regulation shall become effective August 25th, 1943.

NOTE: The reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 16th day of August 1943.

CLEM W. COLLINS,
Regional Administrator.

[F. R. Doc. 43-14005; Filed, August 27, 1943; 4:32 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. Supp. Reg. 1 to GMPR,² Amdt. 27]

FLOWERS, SEEDS, BULBS EXCEPTED FROM GENERAL MAXIMUM PRICE REGULATION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

¹ In counting the number of persons served, anyone who was served more than once is to be counted separately for each occasion he was served.

² 8 F.R. 3096, 3849, 4347, 4486, 4724, 4978, 4848, 6047, 6962, 8511, 9025.

Section 2.12 (1) (3) is amended to read as follows:

(3) All natural flowers and floral products, whether fresh or dried and all seeds and bulbs for planting purposes are deemed to be raw and unprocessed agricultural commodities and so are included within this exception.

This amendment shall become effective September 2, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of August 1943.

PRENTISS M. BROWN,
Administrator.

Approved August 7, 1943.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-14006; Filed, August 27, 1943; 4:31 p. m.]

PART 1305—ADMINISTRATION

[Supp. Order 42,¹ Amdt. 1]

EXCEPTION OF SALES TO GOVERNMENT AGENCIES PURSUANT TO SECRET CONTRACTS OR SUBCONTRACTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1305.57 (a) is amended to read as follows:

§ 1305.57 *Exception of sales to Government agencies pursuant to secret contracts or subcontracts.* (a) No price regulation of the Office of Price Administration shall apply to sales or deliveries of any commodity or service made under a contract or subcontract that is officially classified as "Secret" and certified as such to the Office of Price Administration by the United States or any agency thereof, or by the government or any agency thereof of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States." Such certification shall set forth the date of the secret contract or subcontract and its number or other designation. The certifying Government agency shall notify the contractor or subcontractor and the Office of Price Administration whenever such contract ceases to be secret. Upon receipt of such notification by the contractor or subcontractor, this exception shall not apply.

This amendment shall become effective September 3, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of August 1943.

CHESTER W. BOWLES,
Acting Administrator.

[F. R. Doc. 43-14061; Filed, August 28, 1943; 11:54 a. m.]

¹ 8 F.R. 4968.

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RO 1A,¹ Amdt. 47]

TIRES, TUBES, RECAPPING AND CAMELBACK

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Ration Order 1A is amended in the following respects:

1. Section 1315.201 (a) (39) is amended to read as follows:

(39) "Vehicle" means a passenger automobile, bus, motor cycle, farm implement, farm tractor, commercial motor vehicle, vehicle designed for use for road-grading, earth-moving, or similar off-the-road purposes, or animal drawn vehicle, which, if propelled or drawn by mechanical power, would be a commercial motor vehicle.

2. The text of § 1315.501 is amended by deleting "or 1315.511", by substituting therefor "1315.511, or 1315.515", and by placing a comma after "1315.507".

3. The text of § 1315.504 is amended to read as follows:

§ 1315.504 *Additional proof of need for commercial motor vehicle and animal drawn vehicle.* In addition to meeting all the conditions of § 1315.501, an applicant for a tire, tube, or recapping service for a commercial motor vehicle or an animal drawn vehicle must meet the following conditions:

4. Section 1315.504 (b) is amended by deleting the words "tube, or recapping service" and the comma following the word "tire".

5. Section 1315.505 (b) is amended to read as follows:

(b) *List B.* A certificate for recapping service or for a new tube may be granted for a commercial motor vehicle used for any purpose which meets the applicable requirements of §§ 1315.501 and 1315.504.

6. Section 1315.506 (a) (2) is amended by deleting the word "or", by placing a comma after the word "automobiles" and by inserting at the end of the words "or animal drawn vehicles".

7. Section 1315.515 is added to read as follows:

§ 1315.515 *Eligibility of animal drawn vehicle.* If tires are essential for its operation, a certificate may be granted for:

(a) Any type of used tire, or new tube, or for recapping service for an animal drawn vehicle, which if propelled or drawn by mechanical power would be eligible under § 1315.505 (a), and which meets the applicable conditions of §§ 1315.501 and 1315.504;

(b) Recapping service or for a new tube for an animal drawn vehicle, which if propelled or drawn by mechanical power would be eligible under § 1315.505

(b), and which meets the applicable conditions of §§ 1315.501 and 1315.504: *Provided, however,* That no certificate shall be issued under this Section to equip an animal drawn vehicle which is eligible for a tire, new tube, or recapping service under § 1315.506.

This amendment shall become effective September 2, 1943.

(Pub. Law 671, 76th Cong.; as amended by Pub. Laws 89, 421 and 507, 77th Cong.; E.O. 9125, 7 F.R. 2719, issued April 7, 1942, WPB Dir. No. 1, 7 F.R. 562, Supp. Dir. No. 1Q, 7 F.R. 9121)

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14055; Filed, August 28, 1943; 11:52 a. m.]

PART 1341—CANNED AND PRESERVED FOODS
[MPR 409,¹ Amdt. 4]

FROZEN FRUITS, BERRIES AND VEGETABLES
(1943 PACK AND AFTER)

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.*

Maximum Price Regulation No. 409 is amended in the following respects:

1. In section 2, the second sentence of the first undesignated paragraph following the list of prices is amended to read as follows:

Such reduction shall be shown on the packer's invoice as an allowance to the purchaser on the selling price, except in sales to United States agencies.

2. Section 3 (b) (2) is amended by adding the following sentence:

Any packer who has two seasonal packs of the commodity during the calendar year may figure maximum prices as if each pack were a separate commodity.

3. In section 3 (j) the last sentence is amended to read as follows:

Such reduction shall be shown on the packer's invoice as an allowance to the purchaser on the selling price, except in sales to United States agencies.

4. A new paragraph (n) is added to section 3, as follows:

(n) *Uniform prices where the packer has more than one factory.* Any packer who packs an item at more than one factory and whose maximum prices for the items vary by factory may establish a uniform maximum price for the item for any group of factories by figuring a weighted average of their separate maximum prices. For any two or more factories selected by the packer, this weighted average maximum price shall be figured by him as follows: He shall (1) determine the total estimated receipts which would have been obtained if his production of the 1942 pack of the item at those factories had been sold at the separate maximum prices which are

in effect (under this regulation) on the date of calculation, and (2) divide that figure by the total number of pounds or other units of the item included in that production.

This amendment shall become effective August 28, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14057; Filed, August 28, 1943; 11:50 a. m.]

PART 1341—CANNED AND PRESERVED FOODS
[MPR 461]

NATURAL CONDITION UNPACKED DRIED PRUNES AND RAISINS

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and No. 9328. A statement of the considerations involved in the issuance of the regulations has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

§ 1341.603 *Natural condition unpacked dried prunes and raisins.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, Maximum Price Regulation No. 461 (Natural Condition Unpacked Dried Prunes and Raisins), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1341.603 issued under Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

MAXIMUM PRICE REGULATION 461—NATURAL CONDITION UNPACKED DRIED PRUNES AND RAISINS

CONTENTS

Sec.

1. Prohibition against dealings in natural condition unpacked dried prunes and raisins above maximum prices.
2. Maximum prices for natural condition unpacked dried prunes and raisins sold by producers, dehydrators or dry-yard operators.
3. Adjustments for transportation and payment after test.
4. Petitions for amendment.
5. Evasion.
6. Records.
7. Enforcement.
8. Applicability.
9. Sales for export.
10. Applicability of other maximum price regulations to sales of natural condition unpacked dried prunes and raisins by producers, dehydrators, or dry-yard operators.
11. Definitions.

SECTION 1. Prohibition against dealings in natural condition unpacked dried prunes and raisins above maximum prices. (a) On and after the effective date of this regulation, regardless of any

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 9160, 9392, 9724; 8 F.R. 9752, 10079, 10085, 10264, 10430, 10431, 10733.

² 8 F.R. 5358, 9298.

contract or other obligation, no producer, dehydrator or dry-yard operator shall sell or deliver any natural condition unpacked dried prunes or raisins of the 1943 crop at a price higher than the maximum price established by this regulation. Lower prices than those established by this regulation may be charged, demanded, paid, or offered.

(b) No person in the course of trade or business shall buy or receive any natural condition unpacked dried prunes or raisins of the 1943 crop from a producer, dehydrator or dry-yard operator at a price higher than the maximum price established by this regulation; and

(c) No producer, dehydrator, dry-yard operator or other person shall agree, offer, solicit or attempt to do any of the foregoing.

SEC. 2. Maximum prices for natural condition unpacked dried prunes and raisins sold by producers, dehydrators or dry-yard operators. (a) The maximum price per ton for sales by producers, dehydrators, or dry-yard operators of natural condition unpacked dried prunes shall be as set forth in the following table:

Number of dried prunes per pound	California 3 district, dollars per ton	California outside and northwest, dollars per ton
15	235	230
16	234	229
17	233	228
18	232	227
19	231	226
20	230	225
21	229	224
22	228	223
23	227	222
24	226	221
25	225	220
26	224	219
27	223	218
28	222	217
29	221	216
30	220	215
31	219	214
32	218	213
33	217	212
34	216	211
35	215	210
36	214	209
37	213	208
38	212	207
39	211	206
40	210	205
41	209	204
42	208	203
43	207	202
44	206	201
45	205	200
46	204	199
47	203	198
48	202	197
49	201	196
50	200	195
51	199	194
52	198	193
53	197	192
54	196	191
55	195	190
56	194	189
57	193	188
58	192	187
59	191	186
60	190	185
61	189	184
62	188	183
63	187	182
64	186	181
65	185	180
66	184	179
67	183	178
68	182	177
69	181	176
70	180	175
71	179	174
72	178	173
73	177	172
74	176	171

Number of dried prunes per pound	California 3 district, dollars per ton	California outside and northwest, dollars per ton
75	175	170
76	174	169
77	173	168
78	172	167
79	171	166
80	170	165
81	169	164
82	168	163
83	167	162
84	166	161
85	165	160
86	164	159
87	163	158
88	162	157
89	161	156
90	160	155
91	159	154
92	158	153
93	157	152
94	156	151
95	155	150
96	154	149
97	153	148
98	152	147
99	151	146
100	150	145
101	149	144
102	148	143
103	147	142
104	146	141
105	145	140
106	144	139
107	143	138
108	142	137
109	141	136
110	140	135
111	139	134
112	138	133
113	137	132
114	136	131
115	135	130
116	134	129
117	133	128
118	132	127
119	131	126
120	130	125
121	129	124
122	128	123
123	127	122
124	126	121
125	125	120
126	124	119
127	123	118
128	122	117
129	121	116
130	120	115
131	119	114
132	118	113
133	117	112
134	116	111

(b) The maximum price per ton for sales by producers, dehydrators, or dry-yard operators of natural condition unpacked raisins shall be as follows:

Item 1. Natural Thompson seedless raisins.....	\$155.00
Item 2. Natural Sultana raisins.....	150.00
Item 3. Natural Muscat raisins.....	165.00

SEC. 3. Adjustments for transportation and payment after test. (a) The word "seller", when used in this section, shall mean the producer, dehydrator or dry-yard operator.

(b) Each seller shall ascertain the rail shipping point nearest to his ranch or place of business. The maximum price of the seller shall include delivery to the purchaser at that point.

(c) In the event that the seller and purchaser desire to have delivery made to a point other than the nearest rail shipping point mentioned above, the transportation charges shall be adjusted or allowance made for transportation, as follows:

(1) If delivery is made by a vehicle owned or controlled by the seller, the seller may charge the purchaser the amount by which the truck rate from the

seller's ranch or place of business to the actual point of delivery exceeds \$1.25 per ton. For the purpose of computing the truck rate the following schedule of mileages and rates applicable thereto shall be used:

Miles		Rate (in cents per 100 pounds)
Over	But not over	
0	3	43½
3	5	51½
5	10	6
10	15	6½
15	20	7
20	25	7½
25	30	8
30	35	9
35	40	9½
40	45	10
45	50	10½
50	60	11½
60	70	13
70	80	14
80	90	15
90	100	16½
100	110	17½
110	120	18½
120	130	20
130	140	21
140	150	22
150	160	23½
160	170	24½
170	180	25½
180	190	27
190	200	28
200	220	30
220	240	31½
240	260	33½
260	280	35

(2) If delivery is made by a vehicle owned or controlled by the purchaser, the purchaser shall deduct the sum of \$1.25 per ton from the seller's maximum price.

(3) Any deduction or credit for hauling or transportation shall be itemized by the purchaser on the settlement sheet rendered to the seller.

(d) The maximum price established by this regulation, or a lower price as agreed upon between the seller and purchaser, for natural condition unpacked dried prunes, shall be paid according to sack or box test at the purchaser's receiving point or actual grader test made at the time of delivery to the purchaser's plant and payment shall not be made on estimates of grade or on visual grading.

(e) The maximum prices established by this regulation, or a lower price as agreed between the seller and purchaser, for natural condition unpacked raisins of any type covered by this regulation, shall be paid according to test at purchaser's receiving point and the weight of sand, as determined by actual test, shall be deducted from the net weight of the raisins sold or delivered.

SEC. 4. Petitions for amendment. Any person seeking an amendment to this regulation of general applicability may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

SEC. 5. Evasion. (a) The maximum prices set forth in this regulation shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to natural condition unpacked dried prunes or raisins, alone or in conjunction with any other commodity or by way of any commission, or other charge

or discount, premium or other privilege, or by tying agreement or other trade understanding, or otherwise.

(b) The practice known as toll packing, by which a producer, dehydrator or dry-yard operator arranges to have his fruit processed by a packer and to pay a fee for processing or packing, shall be and it hereby is prohibited, as a device used for evasion of this regulation, except when the following conditions are complied with:

(1) The owner of the fruit must retain title during the processing or packing.

(2) The owner of the fruit must assume all risk of loss or spoilage during the processing or packing, except for such loss as is occasioned by the misconduct or neglect of the processor or packer, for which the processor or packer would be legally liable.

(3) The processor or packer shall not negotiate the sale of the fruit for the owner nor act as agent for selling the fruit for the owner nor receive any fee or commission in connection with the sale of the fruit by the owner.

(4) The processor or packer shall return to the owner the identical fruit delivered by the owner for processing or packing and shall not substitute other fruit on a quantity equivalent or other basis.

(5) The owner shall not sell the fruit to the processor or packer who performed the processing or packing for the owner and the processor or packer shall not purchase such fruit from the owner.

(c) No purchaser shall pay and no producer, dehydrator or dry-yard operator shall receive any buying commission or other consideration in addition to the price, directly or indirectly, in connection with the sale of his fruit.

Sec. 6. Records. Every producer, dehydrator, or dry-yard operator shall preserve for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942 shall remain in effect, all records of the same kind as he has customarily kept, relating to the prices which he charged for natural condition unpacked dried prunes or raisins sold on and after the effective date of this regulation.

Sec. 7. Enforcement. Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions and suits for treble damages, provided for by the Emergency Price Control Act of 1942.

Sec. 8. Applicability. The provisions of the regulation shall be applicable only in the United States and the District of Columbia.

Sec. 9. Sales for export. The maximum price at which a person may export natural condition unpacked dried prunes or raisins shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation¹ issued by the Office of Price Administration.

Sec. 10. Applicability of other Maximum Price Regulations to sales of natural condition unpacked dried prunes and raisins by producers, dehydrators, or dry-yard operators. This regulation

supersedes the provisions of any other maximum price regulation with respect to sales or deliveries of natural condition unpacked dried prunes or raisins, of the 1943 crop, for which maximum prices are established by this regulation.

Sec. 11 Definitions. (a) When used in this regulation the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, legal successors or representatives of any of the foregoing and includes the United States, any agency thereof, any other Government, or any of its political subdivisions and any agency of any of the foregoing.

(2) "Producer" means anyone who grows prunes or raisin variety grapes (including currants) and dries or dehydrates them or has them dried or dehydrated by another person.

(3) "Dehydrator" or "dry-yard operator" means a person who dries or dehydrates prunes or raisin variety grapes (including currants) for other persons or who purchases prunes or raisin variety grapes (including currants) and dries or dehydrates them.

(4) "Natural condition unpacked", as applied to dried prunes, means dried prunes in sacks or lug boxes or in bulk as usually delivered by producers to packers for packing; and as applied to raisins, means raisins (including currants) unstemmed in sweat boxes or picking boxes as usually delivered by producers to packers for packing.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

This regulation shall become effective August 28, 1943.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

Approved: August 20, 1943. To expire not later than one year following date of issue.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 43-14056; Filed, August 28, 1943; 11:50 a. m.]

PART 1372—SEASONAL COMMODITIES

[MPR 144,¹ Amdt. 3]

RETAIL PRICES FOR AGRICULTURAL INSECTICIDES AND FUNGICIDES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1372.57 (b) is amended to read as follows:

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 3720, 5665, 7248.

² 8 F.R. 4132, 5987, 7662, 5987.

(b) On or before July 1, 1942, every person offering to sell cost-of-living commodities at retail shall file with the "appropriate War Price and Rationing Board" of the Office of Price Administration a statement showing his maximum price for each such commodity, together with an appropriate description or identification of it.

This amendment shall become effective September 3, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Laws 421 and 729, 77th Cong.; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14058; Filed, August 28, 1943; 11:53 a. m.]

PART 1389—APPAREL

[MPR 177,¹ Amdt. 7]

MEN'S AND BOYS' TAILORED CLOTHING

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Maximum Price Regulation No. 177 is amended in the following respects:

1. Section 1389.114 (d) is amended to read as follows:

(d) *Lists to be filed.* On or before August 1, 1942, every person offering to sell men's and boys' tailored clothing at retail shall file with the appropriate War Price and Rationing Board a list showing identification of every such garment, the maximum price for each garment then offered for sale, with an appropriate identification of every such garment. Every person thereafter establishing a new place of business for the sale of men's and boys' tailored clothing at retail shall, within 10 days after opening such new establishment, likewise file with the appropriate War Price and Rationing Board a statement showing his maximum price for each such garment, together with an appropriate description or identification of the garment.

2. Section 1389.116 (b) is amended to read as follows:

(b) *Prices to be listed and filed.* On and after August 1, 1942, every person offering to sell men's and boys' "tailored to the trade" or "made to measure" clothing at retail shall display to every customer a written list which shall plainly show with respect to every garment offered to such customer, the selling price at which the garment is offered, the maximum price of the garment, indicated in the form "Ceiling Price \$----" or "Our ceiling \$----," and an appropriate identification of the garment so

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 5182, 7475, 6792, 7100, 7944, 9000, 8940, 8948, 10559.

¹ 7 F.R. 5951, 8 F.R. 3313, 3533, 6173.

offered. A complete list containing the same information shall be filed by every such person with the appropriate War Price and Rationing Board on or before August 1, 1942. Every person thereafter establishing a new place of business for the sale of such garments at retail shall, within 10 days after opening such new establishment, likewise file with the appropriate War Price and Rationing Board a statement showing his maximum price for each such garment, together with an appropriate description or identification of the garment.

This amendment shall become effective September 3, 1943.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Laws 421 and 729, 77th Cong.; Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14059; Filed, August 28, 1943; 11:51 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 16, Amdt. 59]

MEATS, FATS, FISH AND CHEESES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Ration Order 16 is amended in the following respects:

1. Section 1.3 (b) is amended by inserting, in the first sentence, between the words "War Ration Book Two" and the comma, the words "and the brown stamps in War Ration Book Three".

2. Section 2.5 (a) is amended by deleting, in the first sentence, the word "red"; by deleting, in the first sentence, the words "War Ration Book Two" and substituting the words "war ration book"; by inserting, in the second sentence, between the comma and the word "with", the words "and, in the case of War Ration Book Two,".

3. Section 2.3 (b) is amended by inserting in the fourth sentence, between the words "War Ration Book Two" and the words "may be used", the words "and the brown stamps in War Ration Book Three".

4. Section 2.3 (d) is amended by deleting, in the first sentence, the words "the red" and the words "from War Ration Book Two".

5. Section 2.3 (e) is amended by deleting, in the first sentence, the words "War Ration Book Two" and substituting the words "war ration book".

6. Section 2.4 (a) is amended by deleting, in the first sentence, the words "War

Ration Book Two" and substituting the words "his war ration book".

7. Section 2.5 (a) is amended by deleting, in the second sentence, the word "red"; by deleting, in the second sentence, the words "War Ration Book Two" and substituting the words "war ration book".

8. Section 2.5 (b) is amended by deleting, in the second sentence, the word "red"; by deleting, in the second sentence, the words "War Ration Book Two" and substituting the words "war ration book"; by deleting, in the third sentence, the word "red".

9. Section 2.6 (a) is amended by deleting the words "War Ration Book Two" and substituting the words "a war ration book".

10. Section 3.2 (a) is amended by deleting the word "red".

11. Section 9.4 (a) is amended to read as follows:

(a) *Stamps.* A person who has a ration bank account may not deposit stamps later than one month and ten days after the last date on which they were good for use by a consumer. (The period during which particular stamps are good for use by consumers are fixed in the supplement to this order.) If the last day on which the stamps were good for use by a consumer is not the last day of a calendar month and the next calendar month has a day which corresponds thereto, then a "month", as used in this paragraph, is the period from the last day on which the stamps were good for use by a consumer to and including the corresponding day of the next calendar month; otherwise it is the period from the last day on which the stamps were good for use by a consumer to and including the last day of the next calendar month.

12. Section 10.4 (d) is amended by deleting the word "red"; by deleting the words "War Ration Book Two" and substituting the words "war ration book".

13. Section 10.4 (f) is amended by deleting, in the first sentence, the words "War Ration Book Two" and substituting the words "a war ration book".

14. Section 10.4 (g) is amended by deleting, in the third sentence, the word "Stamps" and substituting the words "Red stamps".

15. Section 10.5 (e) (1) is amended by deleting the first sentence and inserting in its place the following:

No stamp may be accepted from the transferee more than one month after the last date on which it was good for use by a consumer. If the last day on which the stamps were good for use by a consumer is not the last day of a calendar month and the next calendar month has a day which corresponds thereto, then a "month", as used in this subparagraph, is the period from the last day on which the stamps were good for use by a consumer to and including the corresponding day of the next calendar month; otherwise it is the period from the last day on which the stamps were good for use by a consumer to and including the last day of the next calendar month.

16. Section 20.2 (a) is amended by deleting, in the second sentence, the words "War Ration Book Two" and substituting the words "war ration book".

17. The definition of "Stamp" in section 24.1 (a) is amended to read as follows:

"Stamp" means a red stamp in, or taken from, a War Ration Book Two or a brown stamp in, or taken from, a War Ration Book Three.

This amendment shall become effective September 2, 1943.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong., E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 552; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14060; Filed, August 28, 1943; 11:51 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Amdt. 58 to GMPR¹]

FILING MAXIMUM PRICES OF COST-OF-LIVING COMMODITIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1499.13 (b) is amended to read as follows:

(b) On or before July 1, 1942, every person offering to sell cost-of-living commodities at retail shall file with the "appropriate War Price and Rationing Board" of the Office of Price Administration a statement showing his maximum price for each such commodity, together with an appropriate description or identification of it. Every person thereafter establishing a new place of business for the sale of cost-of-living commodities at retail shall, within 10 days after opening such new establishment, likewise file with the appropriate War Price and Rationing Board a statement showing his maximum price for each such commodity, together with an appropriate description or identification of the commodity.

This amendment shall become effective September 3, 1943.

(Pub. Laws 421 and 729, 77th Cong.; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14062; Filed, August 28, 1943; 11:54 a. m.]

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 3093, 3849, 4347, 4483, 4724, 4978, 4848, 6047, 6962, 8511, 9025, 9631.

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 6446, 6614, 6620, 6687, 6840, 6960, 6961, 7115, 7268, 7231, 7455, 7492, 8357, 8540, 8614, 8644, 8669, 9214, 9025, 9217, 9205, 9686, 7005, 10085, 10432, 10511, 10665, 10963.

PART 1340—FUEL

[RPS 88, Amdt. 124]

PETROLEUM AND PETROLEUM PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Price Schedule No. 88 is amended in the following respects:

1. Section 1340.159 (c) (3) (vii) is amended to read as follows:

(vii) *Florida.* The maximum price of kerosene f. o. b. Jacksonville, Florida, for delivery in tank cars shall be 7.05 cents a gallon.

2. Section 1340.161 is amended to read as follows:

§ 1340.161 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery. Where a petition for adjustment or amendment is pending the buyer and seller may agree that prices for deliveries made during the pendency of the petition shall be determined in accordance with the disposition of the petition. The new maximum prices established in accordance with the disposition of the petition will be permitted to apply to the deliveries which were made while the petition was pending if the deliveries are necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

This amendment shall become effective September 2, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 27th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14081; Filed, August 28, 1943;
2:46 p. m.]

PART 1364—FRESH, CURED AND CANNED
MEAT AND FISH

[MPR 389, Amdt. 7]

CEILING PRICES FOR CERTAIN SAUSAGE ITEMS
AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation No. 389 is amended in the following respects:

1. Section 1 is amended to read as follows:

SECTION 1. *What this regulation does—*
(a) *In general.* This regulation fixes dollar and cents ceiling prices on certain sausage products and places certain limitations upon the volume of sausage that may be sold. On and after June 1, 1943, the date this regulation takes effect, no

person may sell or deliver, except at retail, and except to a canner for the manufacture of canned sausage for a war procurement agency, and no person in the course of trade or business except such a canner may buy or receive sausage, at prices higher than the prices permitted by this regulation. But lower prices may be charged or paid.

(b) *Sausage products not covered by this regulation.* The provisions of this regulation do not apply to the following sausage products:

(1) Liver sausage, liver loaf, liver cheese, liver puddings, and braunschweiger or other similar liver products, containing at least 30% liver;

(2) Meat loaves;

(3) Head cheese, souse, scrapple or similar products containing a substantial amount of cereal;

(4) The following products provided they are not kosher and provided they have either a final yield not in excess of 103% of the ingredients used or a fat content which is less than 15% of the finished product: Berliner, New England, minced luncheon, luncheon roll, pork roll, fresh thuringer, brattwurst, bockwurst, mettwurst, Polish sausage, blood sausage, blood and tongue, tongue roll, jellied tongue, jellied corned beef, Chili-con-carne and dry and semi-dry sausage.

(5) Sausage products subject to Maximum Price Regulation No. 286 when sold to a war procurement agency.

2. Section 2 (b) is amended to read as follows:

(b) *Determining the zone in which the point of delivery is located—*(1) *Point of delivery.* The point of delivery is the point at which the product is delivered to the buyer. If local delivery is made, the seller may at his option, treat the point at which local delivery begins as the point of delivery.

(i) Local delivery means delivery by any vehicle, other than a rail carrier, made by the seller to the place of business of the buyer. A truck is not a place of business.

(ii) If the seller does not treat the point at which local delivery begins as the point of delivery, the point at which the product is delivered to the buyer is the point where actual physical possession is taken by the buyer or where the product, consigned to the buyer:

(a) Is received by a rail carrier for shipment at the railroad carload rate; or

(b) Is received by a common or contract carrier, other than a railroad or an express company; or

(c) Is received by an express company for shipment by express to a purveyor of meals; or

(d) In the case of kosher sausage, all beef sausage, and special pork sausage type 1, only, is received by a common or contract carrier.

Provided, That the charges of such carrier in all four instances are paid directly to such carrier by the buyer.

3. Section 3 (a) is amended to read as follows:

* 8 F.R. 3096, 3849, 4347, 4486, 4724, 4978, 4848, 6047, 6962, 8511, 9025.

(a) *Relation to other regulations.* (1) The provisions of this regulation supersede the provisions of the General Maximum Price Regulation,² and Revised Maximum Price Regulation No. 169³ with respect to sales other than at retail of all kosher sausage and of all other sausage except that which is expressly excluded from this regulation by section 1.

(2) The maximum price at which a person may export sausage shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation,⁴ issued by the Office of Price Administration.

4. Section 4 is amended to read as follows:

SEC. 4. *Types of sausage and descriptive labelling requirements—*(a) *What sausage may be sold.* After this regulation takes effect, no sausage, other than those kinds of sausage the sale of which is excluded from this regulation by section 1, may be manufactured for sale, offered for sale, or sold, or bought in the course of trade or business, unless such sausage meets the requirements for one of the kinds and types of sausage for which prices are established by this regulation.

(b) *Descriptive labelling requirements—*(1) *All sausage must be labelled.* No sausage subject to this regulation may be manufactured for sale, held for sale, offered for sale, or sold, or bought in the course of trade or business, unless it bears a descriptive label in accordance with the provisions of this paragraph.

(2) *Where the label must be placed.* A label satisfying the requirements of this paragraph shall appear on each one and one-half pounds of frankfurters and pork or breakfast sausage other than bulk, and once on each piece of bologna or other sausage of similar form, or pork or breakfast sausage stuffed in artificial casings or cloth bags. The label may be a band or tag securely affixed to the sausage or printed or stamped upon the casing. A similar label shall also be stamped upon the carton or other immediate container in which the sausage is placed.

(3) *What must appear on the label.* Each label shall contain prominently and in easily legible form: (i) The name of the kind of sausage as used in this regulation; (ii) The word "ingredients" followed by a list of the ingredients when the product is fabricated from two or more ingredients, not counting curing materials, condiments, spices, and water. If there is only one ingredient, not counting curing materials, condiments, spices, and water, and if the name of the kind of sausage includes the name of the ingredient, the ingredient need not be separately stated. The list of ingredients shall state the common or usual names of the ingredients in the order of their predominance by weight, except that curing materials, spices, condiments, and

* 8 F.R. 4097, 4786, 4844, 5170, 5478, 5634, 6058, 6427, 7109, 6945, 7199, 7200, 8111, 8677, 8756, 9066, 9300, 10362, 9995, 10363, 10671, 11298, 11445.

* 8 F.R. 4132, 7662, 5987.

* Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 3718.

² 8 F.R. 5903, 6958, 6945, 8185, 8677, 10906, 10907.

water need not be shown, unless required by some other federal, state, or local regulation. The name of the ingredient shall be a specific name, not a general name, such as, but not limited to, "pork", "beef", "pork head meat", "beef cheek meat", "hearts", "livers", "tripe", "cereal", "dried skimmed milk", etc. The word "pork", "beef", "veal", "mutton", "goat" shall be used in connection with all skeletal meat ingredients. If more than 3 1/2% of extender is used the label shall so state. (iii) Whatever of the following letters or words are appropriate to show the kind of casing used: H. C. for hog casing; S. C. for sheep casing; A. C. for printed artificial casing; skinless, where artificial casings have been removed by the manufacturer. Where the same price applies to the sausage in more than one kind of natural casings, the letters N. C., indicating natural casing may be used. (iv) In the case of kosher sausage, the word "kosher".

(4) *Temporary use of other labels.* Until November 1, 1943, the seller may, if he so desires, use labels which properly show the type of sausage by letters, and the kind of casing by numbers, as required by this regulation prior to August 27, 1943, instead of the labelling required by subsection (3) of this paragraph.

(5) *Description on invoice.* The name and type of sausage and the kind of casing in which the sausage is sold must be shown on the seller's invoice. Kosher and all beef sausage shall be invoiced as such.

5. Section 6 (a) is amended to read as follows:

(a) After this regulation takes effect every person making a sale, other than at retail, and every person making a purchase in the course of trade or business of sausage subject to this regulation shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a complete record of each such purchase or sale, showing the date thereof, the name and address of the buyer and of the seller, the price charged and the price received, a description of the product including the kind, the type, the kind of casing, or other wrapping employed, and the quantity sold. Kosher sausage shall be shown separately.

6. Section 7 is amended to read as follows:

SEC. 7. *Indirect price increases.* No person shall evade any of the provisions of this regulation by any scheme or device and no person shall indirectly charge or receive for sausage subject to this regulation a price higher than the maximum prices permitted by this regulation. No person shall as a condition of selling any such sausage require a purchaser to buy any other meat or any other product. However, a payment by a buyer to a seller for icing services performed by the seller after June 1, 1943, and before delivery of sausage to a railroad whose

charges are paid directly to such railroad by the buyer, if the charge for such icing services is no higher than the costs actually incurred by the seller in performing such services and no higher than the charge which could lawfully have been made by the railroad if such services had been performed by the railroad, shall not be construed as an evasion.

7. Section 12 (a) is amended to read as follows:

(a) *Table of base prices.* All prices are on a dollar per hundredweight basis and include packaging or boxing costs, except where such costs are specifically provided for in paragraph (c) (3). Type 1 pork sausage is in one pound cartons only.

Item Kind of sausage and kind of casing	Type 1 Special pork	Type 2 Skeletal meat	Type 3 Meat byproducts; cereal to 3 1/2%	Type 4 Meat byproducts; cereal over 3 1/2%
(1) Pork or breakfast sausage:				
(i) Fresh:				
Sheep casings (S. C.)	\$33.25	\$31.00	\$26.50	\$20.50
Hog casings (H. C.)		28.00	23.50	17.50
Artificial casings, including cloth bags (A. C.)		20.50	22.00	16.00
Bulk	26.75	24.50		12.00
(ii) Smoked:				
Hog casings (H. C.) or artificial casings removed by manufacturer (skinless)		31.75	27.50	21.00
Printed artificial casings (A. C.)		31.25	27.00	20.50
	Skeletal meat	Meat; 3 1/2% cereal added		
(2) Frankfurters:				
Sheep casings (S. C.)	26.75	26.25	23.75	20.50
Hog casings (H. C.) or artificial casings removed by manufacturer (skinless)	23.75	23.25	20.75	17.50
Printed artificial casings (A. C.)	23.25	22.75	20.25	17.00
(3) Bologna:				
Natural casings (N. C.)	21.75	21.25	18.75	15.50
Artificial casings (A. C.)	21.00	20.50	18.00	14.75

(4) *Kosher sausage:*

(i) Salami	\$29.50
(ii) Bologna and knackwurst:	
Natural casings (N. C.)	24.25
Artificial casings (A. C.)	23.50
(iii) Frankfurters:	
Sheep casings (S. C.)	29.25
Artificial casings removed by manufacturer (skinless)	26.25
Printed artificial casings (A. C.)	25.75
(5) All beef sausage:	
Frankfurters:	
Sheep casings (S. C.)	28.25
Hog casings (H. C.) or artificial casings removed by manufacturer (skinless)	25.25
Printed artificial casings (A. C.)	24.75
Bologna and knackwurst:	
Natural casings (N. C.)	23.25
Artificial casings (A. C.)	22.50
Salami:	
Artificial casings (A. C.)	28.25

8. Section 12 (b) is amended to read as follows:

(b) *Table of zone differentials.* Depending upon the location of the point of delivery, add to the base price per hundredweight the applicable one of the following zone differentials:

Zone	Pork or breakfast sausage	Frankfurters, bologna, or knackwurst	Kosher sausage
1.	\$2.50	\$2.00	\$2.00
2.	1.50	1.00	1.00
3.	1.25	.75	.75
4.	.75	.50	.50
4A.			
5.	.25	.50	.50
6.	.50	.75	.75
7.	.75	1.00	1.00
8.	1.00	1.25	1.25
9.	1.25	1.50	1.50
10.	1.50	1.75	1.75

¹ North of the Potomac River.

² South of the Potomac River.

9. Section 12 (c) (1) (i) is amended to read as follows:

(i) One of the following amounts may be added to cover the cost of selling:

On sales to wholesalers, peddler truck sellers and hotel supply houses	\$0.50
On sales to retailers and purveyors of meals made by other than hotel supply houses	1.50
On peddler truck sales to retailers and purveyors of meals	2.50
On sales to purveyors of meals by hotel supply houses	2.75

10. Section 12 (c) (4) is added to read as follows:

(4) *Boxing.* The following amounts may be added for boxing and/or packaging:

Container	Net weight (pounds)	Permitted addition per hundredweight	
		Kosher and all beef sausage	Other sausage
Keg, brine on	25 or less	\$2.50	\$1.75
Keg, brine on	25 to 50	2.00	1.25
Keg, brine on	50 to 100	1.75	1.00
Barrel, brine on	100 to 200	1.50	.75
Tierce, brine on	Over 200	1.00	.25
Wood box (salami only)	All weights	.50	

Per hundred weight
For Type 2 pork sausage in sheep casings packaged in one-pound paper cartons \$1.00

11. Section 12 (c) (5) is added to read as follows:

(5) *Transportation addition for intermediate distributors.* If a hotel supply

house, wholesaler, or peddler truck seller has paid transportation charges to a common or contract carrier pursuant to section 2 (b) (1) (ii) (d), he may upon resale, add the amount of such transportation charge to the base price, in addition to any other amounts permitted to be added by this paragraph.

12. The definitions of "hotel supply house", "peddler truck seller" and "purveyor of meals" in section 13 (a) are amended to read as follows:

(a) "Hotel supply house" means a separate selling establishment which is not physically attached to a packing or slaughtering plant, packer's branch house, wholesaler's or other distributive establishment; which is engaged in the fabrication of meat cuts and in the sale of fabricated meat cuts, variety meats and other meat products to purveyors of meals; and which, during the base period of September 15 to, and including, December 15, 1942, sold to purveyors of meals, other than war procurement agencies, 70 per cent of the total weight volume of meat, variety meats, and other meat products sold by it.

"Peddler-truck sale" means a sale of sausage from a truck in quantities of not more than 50 pounds of sausage and not more than 150 pounds of meats, edible meat by-products and sausage in any one day, where the first record of the transaction is made by the salesman concurrently with the delivery of the products sold, (1) By a person who purchases meat, meat by-products or sausage at or below the ceiling price from a seller with whom he has no other financial affiliation or relationship, who takes delivery at the seller's place of business, and who does not sell or deal in sausage in any manner other than sales out of stock carried in a truck owned and driven by him; or (2) By a person who makes all his sales of sausage out of stock carried in a truck driven by him but owned by a person who used such truck exclusively for this type of sale during the month of March, 1942. The term "peddler-truck sale" does not include deliveries made pursuant to prior orders.

"Purveyors of meals" means: (1) Any restaurant, hotel, cafe, cafeteria or establishment which purchases meats and where meals, food portions or refreshments are served for a consideration; (2) The War Shipping Administration of the United States; (3) Any person operating an ocean-going vessel engaged in the transportation of cargo or passengers in foreign, coastwise or inter-coastal trade, to the extent that meat is delivered to him as ship's stores for consumption aboard such vessel; (4) Any hospital, asylum, orphanage, prison or other similar institution, which is operated by any federal, state or local government or agency thereof; (5) Contract school meaning any person who is feeding, pursuant to a written contract with an agency of the United States, personnel of the armed services of the United States, fed under the command of a commissioned officer or other

authorized representative of the armed services of the United States.

13. Section 13 (b) is amended to read as follows:

(b) "Beef" means that part of the striated muscle, with or without attached overlying fat, which is part of the dressed carcass, head off, of cattle in good health at the time of slaughter. It does not include the fat which has been detached from the striated muscle.

"Beef fat" means the detached fat from the carcass of beef.

"Cheek meat" means the lean muscle on the inside and outside of the lower jaw, trimmed free of the salivary glands, with no more than 20% of trimmable fat when taken from cattle and hogs.

"Condiments" means pepper, pimientos, pickles, onions, nuts, macaroni, cheese, olives, peanut butter, tomatoes, puree, eggs, etc.

"Cooked" means a sausage which (1) has been heated to an internal temperature of at least 145° F., for sufficient time to assume the characteristics of a cooked product and (2) is ready to serve without further heating.

"Extender" means any cereal, vegetable starch, vegetable flour, dried or dry skimmed milk, or any other similar substance, either singly or in any combination.

"Fat content" means the fat content of the finished product by chemical analysis.

"Federal inspection" means inspection under the provisions of the Act of March 4, 1907 (34 Stat. 1260) as amended; 21 U. S. C. 1940 ed. 71, and as extended by Public Law 602, 77th Cong., 2d Sess., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

"Goat" means that part of the striated muscle, with or without attached overlying fat, which is part of the dressed carcass, head off, of goats in good health at the time of slaughter. It does not include the fat which has been detached from the striated muscle.

"Head meat" means the lean meat, exclusive of cheek meat, trimmed from the heads of cattle, calves, sheep, and hogs.

"Kosher sausage" means sausage which is made from skeletal meat, and detached beef fat derived from animals slaughtered, approved and stamped as kosher under rabbinical supervision and which is marked as kosher and sold under rabbinical supervision to a person who maintains a selling establishment, at or through which he regularly and generally sells kosher meat as such, or to a person who is a purveyor of kosher meats.

"Meat, skeletal" means that part of the striated muscle, with or without attached overlying fat, which is part of the dressed carcass of cattle, swine, sheep, and calves, in good health at the time of slaughter, including head and cheek meat from cattle or swine.

"Meat by-products" means dressed edible parts other than skeletal meat from cattle, sheep or swine in good health

at the time of slaughter. It includes by-products from goats where expressly so provided.

"Mutton" means that part of the striated muscle, with or without attached overlying fat, which is part of the dressed carcass, head off, of lambs or sheep in good health at the time of slaughter. It does not include the fat which has been detached from the striated muscle.

"Pork" means that part of the striated muscle, with or without attached overlying fat, which is part of the dressed carcass, head off, of swine in good health at the time of slaughter. It includes skinned jowls but does not include clear plates, fat backs, or any other fat which has been detached from the striated muscle.

"Pork fat" means the detached fat from the carcass of pork, including clear plates and fat backs.

"Sausage" means chopped, ground, or comminuted skeletal meat, or meat by-products, or any combination thereof, seasoned with spices and/or condiments, and to which salt, sugar, sodium nitrate, sodium nitrite, and and extender may or may not be added.

"Smoked" means a sausage which has been subjected to the smoke of burning wood, sawdust or similar substance in such manner as to impart a smoked flavor.

"Veal" means that part of the striated muscle, with or without attached overlying fat, which is part of the dressed carcass, head off, of veal or calves in good health at the time of slaughter. It does not include the fat which has been detached from the striated muscle.

"Yield" means the finished weight divided by the original weight of the meat and extender used.

14. Section 13 (c) is amended to read as follows:

(c) *Bologna and frankfurters.* "Bologna" means a sausage stuffed in beef casings, including bungs, bladders, rounds, weasands, middles, and sewed middles, or any artificial casings of a similar size, which has been smoked and cooked. It does not include Lebanon bologna.

"Frankfurters" means a sausage stuffed in sheep casings, hog casings, or in artificial casings of a similar size, which has been smoked and cooked. It includes all products commonly known as wieners, red hots, and other similar names.

"Type 1 frankfurters or bologna" means sausage which has as major ingredients, other than spices, condiments, and water, any two or more of the following: Beef, pork, veal, pork cheek meat, pork head meat, mutton; which may have pork fat as a minor ingredient; which has a fat content not in excess of 35%; which contains no more than 10% added moisture or water; and which contains no extender.

"Type 2 frankfurters or bologna" means sausage that is the same as type 1 except that it may contain extender not exceeding 3½% of the finished weight.

"Type 3 frankfurters or bologna" means sausage: (i) Which contains one or more of the following as major ingredients: Beef, pork, veal, pork cheek meat, pork head meat, beef cheek meat, beef head meat, mutton, and goat meat, and not more than one meat or meat by-product as a minor ingredient; or which contains two or more of the listed items as major ingredients, and not more than three meats or meat by-products as minor ingredients; or which contains three or more of the listed items as major ingredients and not more than five meats or meat by-products as minor ingredients. But in no case shall the quantity of any minor ingredient used be greater than the quantity of any one of the major ingredients. The by-products may include those derived from goats; (ii) which has a fat content not in excess of 35%; (iii) which may contain extender not exceeding $3\frac{1}{2}\%$ of the finished weight; (iv) and which contains no more than 10% added moisture or water.

"Type 4 frankfurters or bologna" means sausage containing any proportions of meat and meat by-products, including that derived from goats, and which may contain extender not exceeding 15% of the finished weight.

"All beef frankfurters, bologna, and knackwurst" means smoked sausage containing no meat other than beef and beef fat; and containing no meat by-products; which has a fat content not in excess of 25% which contains no more than 10% added moisture or water; which contains no extender; and which has been made under federal inspection;

"All beef salami" means smoked sausage stuffed in artificial casings containing no meat other than beef and beef fat; and containing no meat by-products; which has the texture, form and flavor customary for salami made in accordance with good commercial practice; which has a fat content not in excess of 15%; which has a final yield not in excess of 85%; which contains no extender; and which has been made under federal inspection.

15. Section 13 (d) is amended to read as follows:

(d) *Pork or breakfast sausage.* "Pork, or breakfast sausage" means sausage stuffed in sheep or hog casings, cloth bags, or artificial casings, or sold in bulk, including all sausage of the kinds commonly known as pure pork sausage, breakfast sausage, or country sausage. If artificial casings are used on smoked pork or smoked breakfast sausage they must either be removed before sale or have printed on them the words, "Before Heating or Eating Remove Artificial Casing" repeated so as to appear at least once on each link or piece. Artificial casings used on fresh pork or fresh breakfast sausage include cellulose, cloth bags, parchment or cellophane wrappings containing not more than one pound of sausage, which are put on by the manufacturer, and which are left on the sausage until removed by the ultimate consumer.

No. 172—10

Sausage packed in a larger artificial casing shall be considered as bulk.

"Type 1 special pork sausage" means sausage made from pork which contains at least 45% of boneless hams, shoulders and loins, stuffed into sheep or lamb casings, or sold as bulk sausage meat; which is packed in one-pound cartons, on which shall be a printed statement that the sausage contains at least 45% of boneless hams, shoulders and loins; which contains no extender; to which water or ice not exceeding 3% may be added to facilitate chopping; and which has been made under federal inspection.

"Type 2 fresh pork sausage" means pure pork sausage made from fresh pork; which has a fat content not in excess of 50%; and to which no more than 3% water or ice has been added to facilitate chopping or grinding.

"Type 3 fresh breakfast sausage" means sausage made from one or more of the following as major ingredients: Beef, pork, veal, pork cheek meat, pork head meat, mutton; and no more than an equal number of other meats or meat by-products as minor ingredients. But in no case shall the quantity of any other meat or meat by-product used as a minor ingredient be greater than the quantity of any one of the major ingredients. It shall have a fat content not in excess of 50%; and it may contain extender not exceeding $3\frac{1}{2}\%$ of the finished weight.

"Type 4 fresh breakfast sausage" means sausage made from any proportions of fresh meat and meat by-products, including that derived from goats, and which may contain extender not in excess of 15% of the finished weight. Water or ice may be added.

"Type 2 smoked pork sausage" means sausage made from pork, cured before or during processing, stuffed in hog casings or artificial casings, with a fat content not in excess of 45%, and with a final yield not in excess of 88%. It shall not contain extender.

"Type 3 smoked sausage" means sausage made from the same meat and meat by-product ingredients as permitted in Type 3 fresh breakfast sausage, but cured before or during processing, stuffed in hog casings or artificial casings. It shall have a fat content not in excess of 45%, and a yield not in excess of 90%, and it may contain extender not exceeding $3\frac{1}{2}\%$ of the finished weight.

"Type 4 smoked sausage" means sausage made from any proportions of meat and meat by-products, including that derived from goats, cured before or during processing, and stuffed in hog casings or artificial casings. It may contain extender not exceeding 15% of the finished weight. Water or ice may be added.

16. A new section 13 (e) is added to read as follows:

(e) "Kosher frankfurters, bologna and knackwurst" means kosher sausage which has been smoked and cooked in the smokehouse; which is stuffed in casings; which has a fat content not in excess of 25%; which contains no more

than 10% added moisture or water; and which contains no extender.

"Kosher salami" means kosher sausage which has been smoked and cooked in the smoke-house; which has the texture, form and flavor customary for salami made in accordance with good commercial practice, stuffed in artificial casings; which has a fat content not in excess of 15%; which has a final yield not in excess of 85%; and which contains no extender.

This amendment shall become effective August 27, 1943.

NOTE: The record keeping and reporting provisions of this amendment have been approved by the Bureau of the Budget according to the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14082; Filed, August 28, 1943; 2:45 p. m.]

PART 1401—SYNTHETIC TEXTILE PRODUCTS [MPR 95, Amdt. 3]

WOMEN'S NYLON HOSIERY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

In Tables 1, 2 and 3 of § 1401.2 (a) of MPR 95, items C are amended to read as follows:

(1) Sales at Retail * * *

TABLE No. 1

Construction	First quality	Substandard quality			
		Irregulars	Seconds	Thirds	Fourths
C. Cut and sewn lace hosiery:					
1. Nylon leg.....	\$2.35	\$2.15	\$1.75	\$1.20	\$0.60
2. All nylon.....	2.50	2.25	1.90	1.25	.65

(2) Sales at wholesale * * *

TABLE No. 2

Construction	First quality	Substandard quality			
		Irregulars	Seconds	Thirds	Fourths
C. Cut and sewn lace hosiery:					
1. Nylon leg.....	\$18.70	\$16.85	\$14.00	\$9.35	\$4.65
2. All nylon.....	19.80	17.80	14.85	9.90	4.95

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 8521, 8948, 9492; 8 F.R. 8502.

(3) Sales by manufacturers * * *

TABLE No. 3

Construction	First quality	Substandard quality			
		Irregulars	Seconds	Thirds	Fourths
C. Cut and sewn lace hosiery:					
1. Nylon leg.....	\$17.00	\$15.30	\$12.75	\$8.50	\$4.25
2. All nylon.....	18.00	16.20	13.50	9.00	4.50

This amendment shall become effective August 27, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14083; Filed, August 28, 1943;
2:45 p. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4001—WAGES AND SALARIES

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the President by the Constitution and the laws of the United States, and particularly by the Act of October 2, 1942, entitled "An Act To amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (Public Law 729, 77th Congress), and vested in turn by the President in the Economic Stabilization Director by Executive Order 9328 (8 F.R. 4681) and in order to conform the regulations promulgated by the Director of Economic Stabilization, with the approval of the President, dated October 27, 1942 (7 F.R. 8748) to the provisions of the Public Debt Act of 1943, entitled "An Act To increase the debt limit of the United States, and for other purposes", the following amendment to these regulations are hereby promulgated, effective as of October 2, 1942.

1. The preamble is amended to read as follows:

By virtue of the authority vested in the President by the Constitution and the laws of the United States, and particularly by the Act of October 2, 1942, entitled "An Act To amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (Public Law 729, 77th Congress), as amended by the Public Debt Act of 1943, entitled "An Act To increase the debt limit of the United States, and for other purposes" (Public Law 34, 78th Congress), and vested in turn by the President in the Economic Stabilization Director by Executive Order 9328 (8 F.R. 4681) the following amended regulations are hereby promulgated.

2. The table of contents is amended by deleting the following:

4001.9 Limitation on certain salaries.

and inserting after "4001.5 Rules and regulations of Commissioner" the following:

4001.5a Authority of the War Food Administrator.

4001.5b Wage and salary increases for agricultural labor.

4001.5c Wage and salary decreases for agricultural labor.

4001.5d Rules, orders and regulations of the Administrator.

3. Section 4001.1 (a) is amended to read as follows:

(a) The term "Act" means the Act of October 2, 1942, entitled "An Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (Public Law 729, 77th Congress), as amended by the Public Debt Act of 1943, entitled "An Act to increase the debt limit of the United States, and for other purposes" (Public Law 34, 78th Congress).

4. Section 4001.2 is amended by deleting from the first sentence the following: ", and 9", and by inserting before the figure "8" the word "and".

5. Section 4001.7 is amended by inserting at the end thereof the following:

The words "for any particular work" in the first sentence of this section refer to the particular work of the particular employee and not merely to a particular type of work.

6. Section 4001.9 is deleted.

7. The last sentence of § 4001.10 (a) is deleted.

FRED M. VINSON,
Economic Stabilization Director.
August 27, 1943.

[F. R. Doc. 43-14084; Filed, August 27, 1943;
4:07 p. m.]

PART 4001—WAGES AND SALARIES

REVISION OF REGULATIONS

By virtue of the authority vested in the President by the Constitution and the laws of the United States, and particularly by the Act of October 2, 1942, entitled "An Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (Public No. 729, 77th Congress, 2d Session), as amended by the Public Debt Act of 1943, entitled "An Act to increase the debt limit of the United States, and for other purposes" (Public No. 34, 78th Congress, 1st Session), and vested in turn by the President in the Economic Stabilization Director by Executive Order 9328 (8 F.R. 4681) the following amended regulations are hereby promulgated, completely revising the regulations promulgated by the Director of Economic Stabilization with the approval of the President, dated October 27, 1942 (7 F.R. 8748), as amended.

Sec.

4001.1 Definitions.

4001.2 Authority of National War Labor Board.

Sec.

4001.3 Rules, orders and regulations of Board.

4001.4 Authority of the Commissioner.

4001.5 Rules and regulations of Commissioner.

4001.6 Authority of the War Food Administrator.

4001.7 Wage and salary increases for agricultural labor.

4001.8 Wage and salary decreases for agricultural labor.

4001.9 Rules, orders and regulations of the Administrator.

4001.10 Salary increases.

4001.11 Limitation on wage and salary increases.

4001.12 Increases subject to approval of Economic Stabilization Director.

4001.13 Decreases in salaries of less than \$5,000.

4001.14 Decreases in salaries of over \$5,000.

4001.15 Effect of unlawful payments.

4001.16 Exempt employers.

4001.17 Salary allowances under Internal Revenue Code.

4001.18 Statutory salaries and wages.

4001.19 Territories and possessions.

4001.20 Applicability.

4001.21 Regulations of Economic Stabilization Director.

AUTHORITY: §§ 4001.1 to 4001.21, inclusive, issued under 56 Stat. 765; 50 U.S.C. App. 961, et seq.; Pub. Law 34, 78th Cong.; E.O. 9328, 8 F.R. 4681.

§ 4001.1 Definitions. When used in these regulations, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(a) The term "Act" means the Act of October 2, 1942, (Public No. 729, 77th Congress) entitled "an Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes", as amended by the Public Debt Act of 1943, entitled "An Act to increase the debt limit of the United States and for other purposes", (Public No. 34, 78th Congress).

(b) The term "Board" means the National War Labor Board created by Executive Order No. 9017, dated January 12, 1942 (7 F.R. 237).

(c) The term "Commissioner" means the Commissioner of Internal Revenue.

(d) The term "Code" means the Internal Revenue Code, as amended and supplemented.

(e) The term "salary" or "salary payments" means all forms of direct or indirect compensation which is computed on a weekly, monthly, annual or other comparable basis, except a wage basis, for personal services of an employee irrespective of when rendered, including bonuses, additional compensation, gifts, loans, commissions, fees, and any other remuneration in any form or medium whatsoever (excluding insurance and pension benefits in a reasonable amount).

(f) The term "salary rate" means the rate or other basis at which the salary for any particular work or service is computed either under the terms of a contract or agreement or in conformity with an established custom or usage.

(g) The term "wages" or "wage payments" means all forms of direct or indirect compensation which is computed on an hourly or daily basis, a piece-work basis, or other comparable basis, for per-

sonal services of an employee irrespective of when rendered, including bonuses, additional compensation, gifts, commissions, loans, fees, and any other remuneration in any form or medium whatsoever (but excluding insurance and pension benefits in a reasonable amount).

(h) The term "insurance and pension benefits in a reasonable amount" means:

(1) Contributions by an employer to an employees' retirement plan which meets the requirements of section 165 (a) of the Code but does not include contributions of an employer to a stock bonus or profit-sharing plan providing benefits distributable other than on the death, retirement, sickness or disability of the employee.

(2) Amounts, not to exceed 5 percent of the employee's annual salary or wages determined without the inclusion of insurance and pension benefits and without the inclusion of bonuses or other additional compensation, paid by an employer on account of premiums on insurance on the life of the employee, and amounts, regardless of the amount of salary otherwise received annually by the employee, paid by the employer on account of premiums for participation in group life insurance without cash surrender value covering the lives of his employees or in group hospitalization policies or group health and accident insurance policies, the beneficiaries of which are employees. The type of insurance on the life of the employee referred to in this section is the ordinary or whole life policy which does not provide for a cash surrender or loan value, or both, amounting to a large percentage of the premiums paid.

(i) The terms "approval by the Board" and "determination by the Board" shall, except as may be otherwise provided in the regulations or orders of the Board, include an approval or determination by an agent of the Board, duly authorized to perform such act; and such approval or determination, if subsequently modified or reversed by the Board, shall nevertheless for the purpose of these regulations, be deemed to have been continuously in effect from its original date until the first day of the payroll period immediately following the reversal or modification or until such later date as the Board may direct.

(j) The terms "approval by the Commissioner" and "determination by the Commissioner" shall, except as may be otherwise provided in regulations prescribed by the Commissioner, include an approval or determination by an agent of the Commissioner duly authorized to perform such act; and such approval or determination, if subsequently modified or reversed by the Commissioner, shall nevertheless for the purpose of these regulations, be deemed to have been continuously in effect from its original date until the first day of the payroll period immediately following reversal or modification or until such later date as the Commissioner may direct.

(k) The terms "approval by the War Food Administrator" and "determination by the War Food Administrator" shall, except as may be provided in regula-

tions prescribed by the Administrator, include an approval or determination by an agent or agents of the Administrator duly authorized to perform such act.

(l) The term "agricultural labor" shall mean persons working on farms and engaged in producing agricultural commodities whose salary or wage payments exclusive of bonuses and additional compensation and without the contemplated adjustment are not in excess of \$2,400 per annum. The War Food Administrator may by regulation issue such interpretations of this term as he finds necessary.

(m) The term "in contravention of the Act" means in contravention of the Act, these regulations, Executive Order 9250, Executive Order 9328, or any other orders, rulings or regulations promulgated under the Act.

§ 4001.2 *Authority of National War Labor Board.* The Board shall, subject to the provisions of sections 1, 2, 3, 4, and 8 of Title II of Executive Order No. 9250, of October 3, 1942, and except as otherwise provided in Executive Order No. 9299, of February 4, 1943, prescribing regulations and procedure with respect to wage and salary adjustments for employees subject to the Railway Labor Act, have authority to determine whether any:

(a) Wage payments, or

(b) Salary payments to an employee where the rate at which the salary, exclusive of bonuses and additional compensation and without regard to the contemplated adjustment, computed on an annual basis, is not in excess of \$5,000 per annum, and where such employee

(1) In his relations with his employer is represented by a duly recognized or certified labor organization, or

(2) Is not employed in a bona fide executive, administrative, or professional capacity

are made in contravention of the Act, or any rulings, orders or regulations promulgated thereunder. Any such determination by the Board, made under rulings and orders issued by it, that a payment is in contravention of the Act, or any rulings, orders, or regulations promulgated thereunder, shall be conclusive upon all Executive Departments and agencies of the Government in determining the costs or expenses of any employer for the purpose of any law or regulation, either heretofore, or hereafter enacted or promulgated, including the Emergency Price Control Act of 1942 or any maximum price regulation thereof, or for the purpose of calculating deductions under the revenue laws of the United States, or for the purpose of determining costs or expenses under any contract made by or on behalf of the United States. Any determination of the Board made pursuant to the authority conferred on it shall be final and shall not be subject to review by The Tax Court of the United States or by any court in any civil proceedings.

§ 4001.3 *Rules, orders and regulations of Board.* The Board may make such rulings and issue such orders or regulations as it deems necessary to enforce and otherwise carry out the provisions of these regulations.

§ 4001.4 *Authority of the Commissioner of Internal Revenue.* The Commissioner, except as otherwise provided in Executive Order 9299, of February 4, 1943, prescribing regulations and procedure with respect to wage and salary adjustments for employees subject to the Railway Labor Act, shall have authority to determine, under regulations to be prescribed by him with the approval of the Secretary of the Treasury, whether any salary payments other than those specified in paragraph (b) of § 4001.2 and § 4001.6 of these regulations are made in contravention of the Act, or any regulations or rulings promulgated thereunder. Any such determination by the Commissioner, made under such regulations, that a payment is in contravention of the Act, or any rulings or regulations promulgated thereunder, shall be conclusive upon all Executive Departments and agencies of the Government in determining the costs or expenses of any employer for the purpose of any law or regulations, either heretofore or hereafter enacted or promulgated, including the Emergency Price Control Act of 1942 or any maximum price regulation thereof, or for the purpose of calculating deductions under the revenue laws of the United States, or for the purpose of determining costs or expenses under any contract made by or on behalf of the United States. Any determination of the Commissioner made pursuant to the authority conferred on him shall be final and shall not be subject to review by The Tax Court of the United States or by any court in any civil proceedings. No increase in a salary rate approved by the Commissioner shall increase the level of production costs appreciably or furnish the basis either to increase prices or to resist otherwise justifiable reductions in prices or furnish the basis of further wage or salary increases.

§ 4001.5 *Rules and regulations of Commissioner.* The Commissioner may prescribe such regulations with the approval of the Secretary of the Treasury, and make such rulings as he deems necessary, to enforce and otherwise carry out the provisions of these regulations.

§ 4001.6 *Authority of the War Food Administrator.* Notwithstanding the provisions of §§ 4001.2, 4001.4, 4001.10 and 4001.13, the War Food Administrator shall have the authority to determine whether any salary or wage payments to agricultural labor are made in contravention of the Act or any rulings, orders or regulations promulgated thereunder: *Provided, however,* That the provisions hereof shall not be construed to affect the authority of the Board under the provisions of Executive Order No. 9017 (7 F.R. 237) as extended by Section 1, Title III of Executive Order No. 9250 (7 F.R. 7871, 7873). Any such determination by the Administrator shall be conclusive upon all Executive Departments and agencies of the Government in determining the costs or expenses of an employer for the purpose of any law or regulations, either heretofore or hereafter enacted or promulgated, including the Emergency Price

Control Act of 1942 or any maximum price regulation thereof, or for the purpose of calculating deductions under the revenue laws of the United States, or for the purpose of determining costs or expenses under any contract made by or on behalf of the United States. Any determination of the Administrator made pursuant to the authority conferred on him shall be final and shall not be subject to review by The Tax Court of the United States or by any court in any civil proceedings.

§ 4001.7 Wage and salary increases for agricultural labor. Considering that the general level of salaries and wages for agricultural labor is substandard, that a wide disparity now exists between salaries and wages paid labor in agriculture and salaries and wages paid labor in other essential war industries, and that the retention and recruitment of agricultural labor is of prime necessity in supplying the United Nations with needed foods and fibers, no increases in wages and salaries of agricultural labor shall, notwithstanding any other provision of any rules, orders or regulations under the Act of October 2, 1942, be deemed in violation of the Act or of any rules, orders or regulations thereunder; unless and until the War Food Administrator determines and gives public notice of his determination that, with respect to areas, crops, classes of employers, or otherwise, increases in salaries or wages for agricultural labor may no longer be made without the approval of the War Food Administrator.

§ 4001.8 Wage and salary decreases for agricultural labor. No employer shall decrease wages or salaries paid to agricultural labor below the highest salary rate or wage paid for such work between January 1, 1942, and September 15, 1942, without the approval of the War Food Administrator.

§ 4001.9 Rules, orders and regulations of the Administrator. The War Food Administrator may make such rulings and issue such orders or regulations as he deems necessary to enforce or otherwise carry out the provisions of the regulations in this part.

§ 4001.10 Salary increases. In the case of a salary rate of \$5,000 or less per annum existing on October 27, 1942, or established thereafter, and in the case of a salary rate of more than \$5,000 per annum existing on October 3, 1942, or established thereafter, no increase shall be made by the employer except as provided in regulations, rulings, or orders promulgated under the authority of these regulations. Except as herein provided, any increase made after such respective dates shall be considered in contravention of the Act and the regulations, rulings, or orders promulgated thereunder from the date of the payment if such increase is made prior to the approval of the Board or the Commissioner, as the case may be.

In the case, however, of a reasonable increase in the rate at which the salary (exclusive of bonuses and additional compensation) is computed, made both in accordance with the terms of a salary

plan or a salary rate schedule and as a result of

(a) Individual promotions or reclassifications,

(b) Individual merit increases within established salary rate range,

(c) Operation of an established plan of salary increases based on length of service within established rate ranges,

(d) Increased productivity under incentive plans,

(e) Operation of a trainee system, or

(f) Such other reasons or circumstances as may be prescribed in orders, rulings, or regulations, promulgated under the authority of these regulations,

no prior approval of the Board or the Commissioner is required. No such adjustment shall increase the level of production costs appreciably or furnish the basis either to increase prices or to resist otherwise justifiable reductions in prices or furnish the basis of further wage or salary adjustments.

§ 4001.11 Limitation on wage and salary increases. (a) No further increase in wages or salaries shall after April 8, 1943 be authorized by the Board or the Commissioner, as the case may be, except in the following cases:

(1) Such increases as are clearly necessary to correct substandards of living,

(2) Such wage or salary readjustments as may be deemed appropriate and may not have heretofore been made to compensate, in accordance with the Little Steel formula as heretofore defined by the Board, for the rise in the cost of living between January 1, 1941, and May 1, 1942,

(3) Salary and wage adjustments necessary to adjust salaries or wages up to the minimum of the tested and going rates paid for the same work in the same or most nearly comparable plants or establishments in the same labor market, except in rare and unusual cases in which the critical needs of war production require the setting of a wage or salary at some point above the minimum of the going wage or salary bracket.

(4) Reasonable adjustments in wages or salaries in case of promotions, reclassifications, merit increases, incentive wages or the like, provided that such adjustments do not increase the level of production costs appreciably or furnish the basis either to increase prices.

(b) In connection with the approval of wage or salary adjustments necessary to eliminate substandards of living or to give effect to the Little Steel Formula or in connection with the adoption of a longer work week, nothing herein contained shall be construed to prevent the approval of a wage or salary adjustment for workers in immediately interrelated job classifications to the extent required to keep minimum differentials between immediately interrelated job classifications necessary for the maintenance of productive efficiency. Such adjustments are to be tapered off rigorously in application to higher job classifications so as to apply only in those classifications and only to the extent necessary for productive efficiency in the interrelated job classifications.

§ 4001.12 Increases subject to approval of Economic Stabilization Director. All wage adjustments made by the Board which may furnish the basis either to increase price ceilings or to resist otherwise justifiable reductions in price ceilings, or if no price ceilings are involved which may increase the production costs above the level prevailing in comparable plants or establishments, shall become effective only if also approved by the Economic Stabilization Director.

§ 4001.13 Decrease in salaries of less than \$5,000. In the case of a salary rate existing as of the close of October 3, 1942, under which an employee is paid a salary of less than \$5,000 per annum for any particular work, no decrease shall be made by the employer below the highest salary rate paid for such work between January 1, 1942, and September 15, 1942, unless to correct gross inequities or to aid in the effective prosecution of the war. Any decrease in such salary rate after October 3, 1942, shall be considered in contravention of the Act and the regulations, rulings, or orders promulgated thereunder, if such decrease is made prior to approval of the Board or the Commissioner, as the case may be. The words "for any particular work" in the first sentence of this section refers to the particular work of the particular employee and not merely to a particular type of work. For example, the Act does not invalidate or prohibit a wage stabilization order establishing maximum wages for any particular type of work, so long as exception is made allowing the payment of wages higher than such maximum wages to any particular employee for the particular type of work where such higher wages were being paid to such employee for such work at the time the order was issued.

§ 4001.14 Decreases in salaries of over \$5,000. In the case of a salary rate existing as of the close of October 3, 1942, under which an employee is paid a salary of \$5,000 or more per annum, no decrease in such rate made by the employer shall be considered in contravention of the Act and the regulations promulgated thereunder (see section 5 (b) of the Act); *Provided, however,* That if by virtue of such decrease the new salary paid to the employee is less than \$5,000 per annum, then the validity of such decrease below \$5,000 shall be determined under the provisions of § 4001.13 of these regulations.

§ 4001.15 Effect of unlawful payments. (a) If any wage or salary payment is made in contravention of the Act or the regulations, rulings or orders promulgated thereunder, as determined by the Board, the Commissioner, or the War Food Administrator, as the case may be, the entire amount of such payment shall be disregarded by the Executive Departments and all other agencies of the Government in determining the costs or expenses of any employer for the purpose of any law or regulation, including the Emergency Price Control Act of 1942, or any maximum price regulation thereof, or for the purpose of cal-

culating deductions under the revenue laws of the United States, or for the purpose of determining costs or expenses of any contract made by or on behalf of the United States. The term "law or regulations" as used herein includes any law or regulation hereafter enacted or promulgated. In the case of wages or salaries decreased in contravention of the Act or regulations, rulings or orders promulgated thereunder, the amount to be disregarded is the amount of the wage or salary paid or accrued. In the case of wages or salaries increased in contravention of the Act or regulations, rulings or orders promulgated thereunder, the amount to be disregarded is the amount of the wage or salary paid or accrued and not merely an amount representing an increase in such wage or salary.

(b) Payments made or received in violation of any regulations, rulings, or orders promulgated under the authority of the Act are subject to the penal provisions of the Act.

§ 4001.16 *Exempt employers.* The provisions of §§ 4001.10, 4001.11, 4001.13 and 4001.14 shall apply only in the case of an employer who employs more than eight individuals.

§ 4001.17 *Salary allowances under Internal Revenue Code.* No provision of these regulations shall preclude the Commissioner from disallowing as a deduction in computing Federal income tax any compensation paid by an employer (regardless of the number of employees and of the amount paid to any employee) in excess of a "reasonable allowance" in accordance with the provisions of section 23 (a) of the Code.

§ 4001.18 *Statutory salaries and wages.* These regulations shall be applicable to any salary or wages paid by the United States, any State, territory or possession, or political subdivision thereof, the District of Columbia, or any agency or instrumentality of any one or more of the foregoing, except where the amount of such salary or wages is fixed by statute.

§ 4001.19 *Territories and possessions.* The Board, the Commissioner, and War Food Administrator shall have the authority to exempt from the operation of these regulations any wages or salaries paid in any Territory or possession of the United States where deemed necessary for the effective administration of the Act and these regulations.

§ 4001.20 *Applicability.* These amended regulations supersede as of their effective date the regulations promulgated by the Director of Economic Stabilization, with the approval of the President, dated October 27, 1942 (7 F.R. 8748), as amended and are applicable to all salary adjustments within the authority of the Commissioner, the Board, or the War Food Administrator, as the case may be, which are made after that date.

§ 4001.21 *Regulations of Economic Stabilization Director.* The Director shall have authority to issue such regu-

lations as he deems necessary to amend, modify or rescind these regulations.

FRED M. VINSON,
Economic Stabilization Director.

AUGUST 28, 1943.

[F. R. Doc. 43-14085; Filed, August 23, 1943;
3:14 p. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—United States Public Health Service, Federal Security Agency

PART 10—GRANTS TO STATES FOR VENEREAL DISEASE CONTROL

SUBPART E—FISCAL YEAR 1943 AND EACH YEAR THEREAFTER

Pursuant to authority contained in section 4d of Chap. XV of the Act of July 9, 1918, as added by the Act of May 24, 1938, 52 Stat. 439 (U.S.C. title 42, sec. 25d) § 10.404, 10.407, and paragraph (d)¹ of § 10.415 are amended to read as follows:

§ 10.404 *Allotments.* The Surgeon General, pursuant to the authority contained in section 4d of the act, has determined that \$10,276,200 (or 77.78%) of the total amount available for the fiscal year 1944 shall be allotted to the States. Allotments have been made in accordance with the following bases, and then have been adjusted for the unexpended balances in the States from previous allotments under the act:

(a) *Population.* Allotments amounting to 17.93 percent of the available appropriations will be made to the several States in the ratio which the civilian population of each State bears to the population of the United States as shown by provisional estimates of the civilian population made by the Bureau of the Census for March 1, 1943.

(b) *Extent of the venereal disease problem.* Allotments amounting to 42.18 percent of the available appropriations will be made to the several States on the bases of:

(1) The varying composite and racial prevalence rates for syphilis.

(2) The extent to which treatment facilities have been provided as evidenced by the population under treatment for syphilis.

(3) The varying costs of providing equal services as determined by the inverse function of the syphilitic density, and the direct function of the size of the population of each State and Territory.

(4) The need for training centers and demonstrations in selected areas.

(5) The need for facilities for the prevention and control of the venereal diseases in localities where armed forces or civilian employees engaged in war activities are concentrated.

(6) The anticipated scope of the programs necessitated by the war.

(c) *Financial needs.* Allotments amounting to 17.67 percent of available appropriations will be made to the sev-

¹ 7 F.R. 6223.

eral States on the basis of their financial needs, as determined by the ability of the States to raise revenue expressed in terms of per capita income differences obtained from data supplied by the Bureau of Foreign and Domestic Commerce for the five-year period 1938-1942.

§ 10.407 *Training and administration.* When Federal funds paid hereunder are utilized for the training of venereal disease control personnel, each State shall conform to "Training Policies of the United States Public Health Service" as amended to July 1, 1943. Each State shall establish and maintain (1) acceptable administrative and fiscal procedures; and (2) a system of personnel administration on a merit basis in accordance with "Merit System Policies of the United States Public Health Service" as amended to May 15, 1942.

§ 10.415 *Required minimal services.* * * *

(d) Free distribution of drugs for the treatment of syphilis and gonorrhea shall be made on the request of any physician authorized by the law of his State to administer such drugs for the treatment of his patients: *Provided*, That where health departments have established the policy of furnishing such drugs to the physician conditional upon receiving a morbidity report on the case to be treated, such policy will not in any way be altered by this regulation.

WARREN F. DRAPER,
Acting Surgeon General.

AUGUST 24, 1943.

Approved: August 25, 1943.

WATSON B. MILLER,
Acting Administrator.

[F. R. Doc. 43-14119; Filed, August 30, 1943;
10:42 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 43—REPORTS (RULES GOVERNING THE FILING OF INFORMATION, CONTRACTS, PERIODIC REPORTS, ETC.)

INFORMATION AS TO OWNERSHIP, OPERATION, ETC.

The Commission on August 24, 1943, effective immediately, amended § 43.1 *Information as to ownership, operation, interests therein, contracts, etc.* by insertion of a footnote reference after the section number and the addition of the following footnote:

*See also § 1.361 of the Rules of Practice and Procedure which requires the filing by each licensee of a standard broadcast station of financial statements.

(Sec. 4 (i), 48 Stat. 1038; 47 U.S.C. 154 (i))

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 43-14001; Filed, August 27, 1943;
9:45 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[Service Order 150]

PART 95—CAR SERVICE

SPECIAL FREIGHT TRAIN MOVEMENTS RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of August, A. D. 1943.

It appearing, that common carriers by railroad subject to the Interstate Commerce Act are operating freight trains on expedited schedules at a charge in addition to the applicable class or commodity rates or are operating on an expedited schedule freight trains which are assembled in accordance with instructions given to such carriers by consignors; consignees, or agents, of such consignors or consignees, which impede the use, control, supply, movement, and distribution of cars and equipment and the supply of trains necessary to a full utilization of the transportation facilities, and result in a wasteful use of cars and locomotives and interfere with the free flow of intrastate and interstate traffic necessary for the present emergency; and upon petition of the Office of Defense Transportation that the Commission take appropriate action to prohibit the operation of such freight trains during the present emergency, except under permits to be issued by the Interstate Commerce Commission or its agents; in the opinion of the Commission an emergency exists requiring immediate action, *It is ordered, That:*

§ 95.27 (a) *Definition of special freight train.* A special freight train as used in paragraph (b) of this section means a freight train which is operated on an expedited schedule at a charge in addition to the applicable class or commodity rates, or a freight train which is assembled in accordance with instructions given to a rail carrier by a consignor, consignee, or any agent of a consignor or consignee, but shall not include a freight train operated for the purpose of transporting impedimenta correlated to a movement of troops.

(b) *Special freight train movements restricted.* No common carrier by railroad subject to the Interstate Commerce Act shall operate or participate in the operation of any special freight train except as provided in paragraph (c) of this section.

(c) *Special permits.* The provisions of this order shall be subject to any special permits issued to meet specific needs or exceptional circumstances by agents designated in paragraph (d) of this section.

(d) *Appointment of agents.* Mr. W. G. Curren, New York, N. Y., Mr. J. M. Hood, Washington, D. C., and Mr. W. F. Kirk, Chicago, Ill., are hereby appointed agents of the Interstate Commerce Commission, subject to the direction of the Director of the Bureau of Service, and are authorized to issue special permits to

applicants in their respective jurisdictions as defined by the Office of Defense Transportation. (40 Stat. 101, Sec. 402, 41 Stat. 476, Sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this order shall become effective at 12:01 A. M., August 28, 1943, and that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 43-14016; Filed, August 28, 1943;
10:27 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Mines.

JAMES E. WHITE

PROCEEDINGS FOR REVOCATION OF LICENSES

Order revoking licenses, directing surrender of licenses and requiring records to be furnished.

To: James E. White, R. F. D., Route 8, Argonne and Broadway, Spokane, Washington.

Based upon the records in this matter, I, R. R. Sayers, Director of the Bureau of Mines, make the following findings of fact.

1. On July 7, 1943, a Specification of Charges against you, setting forth violations of the Federal Explosives Act (55 Stat. 863), as amended, and the regulations pursuant thereto of which you were accused, was mailed to you giving you notice to mail an answer within 15 days answering the charges against you and requesting an oral hearing if you wished.

2. More than 30 days have elapsed since July 7, 1943. The length of time required for mail to be delivered to the office of the Bureau of Mines, Washington, D. C., from Spokane, Washington, does not exceed 7 days. The only communication which I have received from you is your answer dated July 15. You have not requested an oral hearing.

3. You have admitted that on and after March 20, 1942, you sold explosives to persons not licensed under the Federal Explosives Act and you have not denied that you thereby violated section 2 of the act. I find that you did make such sales and that you did violate section 2 of the act.

4. You have admitted that you placed your explosives in the custody of a person not licensed under the Federal Explosives Act and you have not denied that you thereby violated section 2 of the act and section 20 (b) of the regula-

tions. I find that you did place your explosives in the custody of an unlicensed person and that you did violate section 2 of the act and section 20 (b) of the regulations.

5. You have admitted that there are errors in your record of explosives transactions and operations and you have not denied that you thereby violated section 5 of the Federal Explosives Act and section 14 (d) of the regulations. I find that there were such errors and that you did violate section 5 of the act and section 14 (d) of the regulations.

6. You have not denied that in July 1942 and thereafter you stored explosives in five magazines which were not properly constructed, safely located and securely locked and that the explosives were not otherwise protected against theft or that you thereby violated section 17 (a) of the regulations under the Federal Explosives Act. Your answer does allege that certain improvements have now been made in one of your magazines and that you no longer use two of your other magazines. I find that you did not take proper precautions to protect your explosives against theft and that you did violate section 17 (a) of the regulations.

7. You have not denied that you have failed and refused to furnish to my authorized representatives certain information concerning your business in so far as it relates to explosives by failing to reply to requests for such information sent to you by the Chief and Assistant Chief of the Explosives Control Division, Bureau of Mines, or that you thereby violated section 10 of the Federal Explosives Act. I find that you did fail and refuse to furnish the information and that you did violate section 10 of the act.

Now, therefore, by virtue of the authority vested in me by the Federal Explosives Act and the regulations pursuant thereto, I hereby Order

1. That all licenses issued to you under the Federal Explosives Act be and they are hereby revoked at the expiration of three weeks from the date of this order;

2. That within three weeks from the date of this order, you shall sell or otherwise dispose of, to properly licensed persons, all explosives and ingredients of explosives owned or possessed by you or consigned to you, or which are in your custody;

3. That after having disposed of all of the explosives and ingredients as required by paragraph 2 of this order, you shall, within three weeks from the date of this order, deliver or mail to L. H. McGuire, Engineer in Charge, United States Bureau of Mines, 233 Federal Office Building, Seattle 4, Washington, a sworn statement of your transactions in explosives and ingredients beginning with the date of this order and ending with the final disposition of the explosives and ingredients as required above. The statement shall set forth the amount of each kind of explosives or ingredients which you had on hand at each location at the opening of business on the date of this order, the amount of each kind acquired by you that day and each day thereafter, the dates on which acquired,

and the names and addresses of the person from whom acquired, the amount of each kind sold or otherwise disposed of by you, the dates on which disposed of and the names and addresses and Federal explosives license numbers and dates of the persons to whom disposed of;

4. That within three weeks from the date of this order, you shall surrender all licenses issued to you under the Federal Explosives Act and all certified and photographic copies thereof by mailing or delivering them to L. H. McGuire, Engineer in Charge, United States Bureau of Mines, 233 Federal Office Building, Seattle 4, Washington.

Failure to comply with any of the provisions of this order will constitute a violation of the Federal Explosives Act punishable by a fine of not more than \$5,000 or by imprisonment for not more than one year, or by both such fine and imprisonment.

This order shall be published in the Federal Register.

Dated: August 26th, 1943.

R. R. SAYERS,
Director.

[F. R. Doc. 43-14012; Filed, August 28, 1943;
9:54 a. m.]

Bureau of Reclamation.

BLUE RIVER-SOUTH PLATTE PROJECT,
COLO.

FIRST FORM RECLAMATION WITHDRAWAL
AUGUST 7, 1943.

The SECRETARY OF THE INTERIOR.

Sir: In accordance with the authority vested in you by the Act of June 26, 1936 (49 Stat. 1976), it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the Act of June 17, 1902 (32 Stat. 388).

BLUE RIVER-SOUTH PLATTE PROJECT
SIXTH PRINCIPAL MERIDIAN, COLORADO
Empire Reservoir Site

T. 3 S., R. 74 W.

Sec. 26, lots 6 to 23, inclusive, lots 56 to 73, inclusive;
Sec. 27, lots 1 to 41, inclusive, lots 43, 45, 47, 48, 51, 52, 53, and lots 56 to 60, inclusive;
Sec. 28, lots 1 to 10, inclusive, lot 23, lots 25 to 36, inclusive, lots 42, 43 and 44;
Sec. 33, lots 1, 2, 3, 8, 9, 10, 21 and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 34, lots 3, 4, 5, lots 8 to 14, inclusive, lots 17, 18, 28, 29 and 30.

T. 4 S., R. 74 W.

Sec. 4, lots 3, 4 and S $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 5, lots A, B, C, D, E and F, lots 1, 6, 7 and 8, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, lots 1 to 4, inclusive, lots 6 to 12, inclusive, lots 26, 27, lots 30 to 37, inclusive, lots 39, 40, 41, 43, 50, 55, 57, 58, 59, 60, 75, 76, 77, 86, 87, 89, 92, 93, 94, 98 and 99;
Sec. 17, lots 1, 9 and 10.

Respectfully,

H. W. BASHORE,
Commissioner.

I concur: August 17, 1943.

FRED W. JOHNSON,
Commissioner of the
General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the local land office to be noted accordingly.

MICHAEL W. STRAUS,
First Assistant Secretary.

AUGUST 23, 1943.

[F. R. Doc. 43-14108; Filed, August 30, 1943;
9:54 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act are issued under section 14 thereof, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determination and order or regulation listed below and published in the FEDERAL REGISTER as here stated.

Apparel Learner Regulations, September 7, 1940 (5 F.R. 3591), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments, Divisions of the Apparel Industry, Learner Regulations July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Artificial Flowers and Feathers Learner Regulations, October 24, 1940 (5 F.R. 4203). Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F.R. 3748), and as further amended by Administrative Order, March 13, 1943 (8 F.R. 3079).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Independent Telephone Learner Regulations, September 27, 1940 (5 F.R. 3829).

Knitted Wear Learner Regulations, October 10, 1940 (5 F.R. 3982), as amended by Administrative Order, March 13, 1943 (8 F.R. 3079).

Millinery Learner Regulations, Custom Made and Popular Priced, August 29, 1940 (5 F.R. 3392, 3393).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Woolen Learner Regulations, October 30, 1940 (5 F.R. 4302).

Notice of Amended Order for the Employment of Learners in the Cigar Manufacturing Industry, July 20, 1941 (6 F.R. 3753).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable deter-

mination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

Apparel Industry

Wm. B. Kessler, Incorporated, Pleasant & Tilton Streets, Hammonton, New Jersey; Men's clothing, WAAC overcoats, Naval Cadet pants, aviation Navy pea jackets; 9 learners (T); effective August 23, 1943, expiring August 22, 1944.

Single Pants, Shirts, and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry

Archbald Sewing Company, Cherry Street, Archbald, Pennsylvania; Children's dresses; 25 learners (E); effective August 25, 1943, expiring February 24, 1944. (This certificate replaces the one previously issued, effective August 4, 1943 and expiring February 4, 1944.) Berne Manufacturing Company, 260 W. Main Street, Berne, Indiana; Work garments, school togs; 10 learners (T); effective September 4, 1943, expiring September 3, 1944.

Hilb & Company, Inc., Manufacturing Division, 1731 Arapahoe Street, Denver, Colorado; Ladies' slack suits and skirts; 5 learners (T); effective August 30, 1943, expiring August 29, 1944.

S. Liebovitz and Sons, Incorporated, Cedar Street, Kutztown, Pennsylvania; Wool and gabardine Zelan coats, reversible coats; 20 learners (E); effective August 25, 1943, expiring February 24, 1944.

Petaluma Manufacturing Company, 300 Main Street, Petaluma, California; One piece herringbone suits; 10 percent (T); effective August 25, 1943, expiring August 24, 1944.

Reliance Manufacturing Company, Anamosa, Iowa; Men's cotton work shirts; 20 percent (A. T.); effective August 25, 1943, expiring February 24, 1944.

Royal Trouser Manufacturing Company, 37 Chestnut Street, Norwich, Connecticut; Work and semi-dress pants; 10 learners (T); effective August 25, 1943, expiring August 24, 1944.

Edward Shuwall & Company, Incorporated, Penn & Hanover Streets, Pottstown, Pennsylvania; Children's dresses; 20 percent (A. T.); effective August 26, 1943, expiring February 25, 1944.

Stylerite Dress Company, 510 First Avenue North, Minneapolis, Minnesota; Street dresses; 10 percent (T); effective August 26, 1943, expiring August 25, 1944.

Hosiery Industry

Argus Hosiery Mills, Incorporated, Sevierville, Tennessee; full-fashioned hosiery; 5 learners (T); effective August 26, 1943, expiring August 25, 1944.

Interwoven Stocking Company, Morristown, Tennessee; Seamless hosiery; 10 percent (A. T.); effective August 23, 1943, expiring February 22, 1944.

Sweetwater Hosiery Mills, Sweetwater, Tennessee; Seamless hosiery; 20 learners (A. T.); effective September 1, 1943, expiring February 28, 1944.

Walton Hosiery Mills, Incorporated, Fourth & Wise Streets, Statesville, North Carolina;

Seamless hosiery; 5 learners (T); effective August 24, 1943, expiring August 23, 1944.

Textile Industry

Lakedale Mills, Fayetteville, North Carolina; Cotton duck yarns, knitting yarns; 3 percent (T); effective August 24, 1943, expiring August 23, 1944.

Cigar Industry

Parodi Cigar Company of New York, Incorporated, 441 N. Main Avenue, Scranton, Pennsylvania; Cigars; 10 percent (T); Hand cigar making for a learning period of 960 hours and Cigar packing for a learning period of 320 hours at 75% of the applicable minimum wage, effective August 27, 1943, expiring August 26, 1944.

Signed at New York, N. Y., this 28th day of August 1943.

MERLE D. VINCENT,
Authorized Representative
of the Administrator.

[F. R. Doc. 43-14111; Filed, August 30, 1943;
10:10 a. m.]

WHOLESALE, WAREHOUSING, OTHER DISTRIBUTION INDUSTRIES

NOTICE OF HEARING ON MINIMUM WAGE RECOMMENDATION

Notice of hearing on the minimum wage recommendation of Industry Committee No. 63 for the wholesaling, warehousing, and other distribution industries to be held September 16, 1943.

Whereas the Administrator of the Wage and Hour Division of the United States Department of Labor, acting pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, on July 20, 1943, by Administrative Order No. 208, appointed Industry Committee No. 63 for the wholesaling, warehousing, and other distribution industries, composed of an equal number of representatives of the public, employers in the industry and employees in the industry, such representatives having been appointed with due regard to the geographical regions in which the industry is carried on; and

Whereas Industry Committee No. 63, on August 17, 1943, recommended a minimum wage rate for the Wholesaling, Warehousing, and Other Distribution industries and duly adopted a report containing such recommendation and reasons therefor and filed such report with the Administrator on August 18, 1943 pursuant to section 8 (d) of the Act and § 511.19 of the regulations issued under the Act; and

Whereas the Administrator is required by section 8 (d) of the Act, after due notice to interested persons and giving them an opportunity to be heard, to approve and carry into effect by order the recommendation of Industry Committee No. 63 if he finds that the recommendation is made in accordance with law and is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Industry Committee, will carry out the purposes of Section 8 of the Act; and, if he finds otherwise, to disapprove such recommendation;

Now, therefore, notice is hereby given that:

I. The recommendation of Industry Committee No. 63 is as follows:

Wages at a rate of not less than 40 cents an hour shall be paid under Section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the Wholesaling, Warehousing, and Other Distribution Industries (as defined in Administrative Order No. 208) who is engaged in commerce or in the production of goods for commerce.

II. The definition of the Wholesaling, Warehousing, and Other Distribution Industries as set forth in Administrative Order No. 208, issued July 20, 1943, is as follows:

The wholesaling, warehousing, and other distribution of commodities.

a. It includes, but without limitation, the activities of jobbers, textile converters, industrial distributors, mail order and retail selling establishments, brokers and agents, public warehouses, and physically segregated wholesaling and selling departments of other than selling and warehousing establishments (including the activities of any employees in such establishments who are engaged exclusively in selling products purchased for resale).

b. *Provided, however,* That there shall not be included any activity in connection with selling and warehousing which is covered by any wage order or by any administrative order appointing an industry committee.

III. The full text of the report and recommendation of Industry Committee No. 63 is and will be available for inspection by any person between the hours of 9:00 a. m. and 4:00 p. m. at the following offices of the United States Department of Labor, Wage and Hour Division:

Boston, Massachusetts, Old South Building, 294 Washington Street.

Philadelphia, Pennsylvania, 1216 Widener Building, Chestnut and Juniper Streets.

New York, New York, Parcel Post Building, 341 Ninth Avenue.

Richmond, Virginia, 215 Richmond Trust Building.

Atlanta, Georgia, Fifth Floor, Carl Witt Building, 249 Peachtree Street NE.

Birmingham, Alabama, 1007 Comer Building.

Cleveland, Ohio, 4094 Main Post Office, West Third and Prospect Avenue.

Newark, New Jersey, Essex Building, 31 Clinton Street.

Baltimore, Maryland, 401-411 Old Town Building, Gay and Fallway Streets.

Jacksonville, Florida, 456 New Post Office Building.

Cincinnati, Ohio, 1312 Traction Building, Fifth and Walnut Streets.

Chicago, Illinois, 1200 Merchandise Mart, 222 West North Bank Drive.

St. Louis, Missouri, 316 Old Customs House, 815 Olive Street.

San Francisco, California, 800 Humboldt Bank Building, 785 Market Street.

Denver, Colorado, 300 Chamber of Commerce Building, 1726 Champa Street.

Seattle, Washington, 305 Post Office Building, Third Avenue and Union Street.

Columbia, South Carolina, Federal Land Bank Building, Hampton and Marion Streets.

Jackson, Mississippi, 404 Deposit Guaranty Bank Building, 102 Lamar Street.

Detroit, Michigan, David Stott Building, 1150 Griswold Street.

Pittsburgh, Pennsylvania, Clark Building, Liberty Avenue and Seventh Street.

Raleigh, North Carolina, North Carolina Department of Labor, Salisbury and Edenton Streets.

New Orleans, Louisiana, 916 Union Building.

Nashville, Tennessee, 509 Medical Arts Building.

Minneapolis, Minnesota, 406 Pence Building, 730 Hennepin Avenue.

Dallas, Texas, Rio Grande National Building, 1100 Main Street.

Kansas City, Missouri, 3000 Fidelity Building, 811 Walnut Street.

Los Angeles, California, 417 H. W. Hellman Building, Spring and Fourth Streets.

San Juan, Puerto Rico, Post Office Box 112.

Washington, District of Columbia, Department of Labor, First Floor.

New York, New York, 165 West 46th Street.

Copies of the committee's report and recommendation may be obtained by any person upon request addressed to the Administrator of the Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York.

IV. A public hearing will be held on September 16, 1943, before the Administrator of the Wage and Hour Division or a representative designated to preside in his place, at 10:00 a. m. in Room 1001, United States Department of Labor, 165 West 46th Street, New York, New York, for the purpose of taking evidence on the following question:

Whether the recommendation of Industry Committee No. 63 should be approved or disapproved.

V. Any interested person supporting or opposing the recommendation of Industry Committee No. 63 may appear at the aforesaid hearing to offer evidence, either on his behalf or on behalf of any other person: *Provided*, That not later than September 13, 1943, such person shall file with the Administrator at New York, New York, a notice of his intent to appear which shall contain the following information:

1. The name and address of the person appearing.

2. If such person is appearing in a representative capacity, the name and address of the person or persons whom he is representing.

3. Whether such person proposes to appear for or against the recommendation of Industry Committee No. 63.

4. The approximate length of time requested for his presentation.

Such notice may be mailed to the Administrator, Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York, and shall be deemed filed upon receipt thereof.

VI. Any person interested in supporting or opposing the recommendation of Industry Committee No. 63 may secure further information concerning the aforesaid hearing by inquiry directed to the Administrator, Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York, or by consulting with attorneys representing the Administrator who will be available for that purpose at the Office of the Solicitor, United States Department of Labor, in Washington, D. C., and New York, New York.

VII. Copies of the following document relating to the Wholesaling, Warehousing, and Other Distribution Industries will be made available on request for inspection by any interested person who intends to appear at the aforesaid hearing:

Report entitled, Economic Factors Bearing on the Establishment of Minimum Wages in

the Wholesaling, Warehousing, and Other Distribution Industries, prepared by the Economics Branch, Wage and Hour and Public Contracts Divisions, United States Department of Labor, August 1943.

VIII. The hearing will be conducted in accordance with the following rules, subject, however, to such subsequent modifications by the Administrator or Presiding Officer as are deemed appropriate.

1. The hearing shall be stenographically reported and a transcript made which will be available to any person at prescribed rates upon request addressed to the Administrator, Wage and Hour Division, United States Department of Labor, 165 West 46th Street, New York 19, New York.

2. In order to maintain orderly and expeditious procedure, each person filing a Notice to Appear shall be notified, if practicable, of the approximate day and the place at which he may offer evidence at the hearing. If such person does not appear at the time set in the notice, he will not be permitted to offer evidence at any other time except by special permission of the Presiding Officer.

3. At the discretion of the Presiding Officer, the hearing may be continued from day to day, or adjourned to a later date, or to a different place by announcement thereof at the hearing by the Presiding Officer or by other appropriate notice.

4. At any stage of the hearing, the Presiding Officer may call for further evidence upon any matter. After the hearing has been closed, no further evidence shall be taken, except at the request of the Administrator, unless provision has been made at the hearing for the later receipt of such evidence. In the event that the Administrator shall cause the hearing to be reopened for the purpose of receiving further evidence, due and reasonable notice of the time and place fixed for such taking of testimony shall be given to all persons who have filed a notice of intention to appear at the hearing.

5. All evidence must be presented under oath or affirmation.

6. Written documents or exhibits, except as otherwise permitted by the Presiding Officer, must be offered in evidence by a person who is prepared to testify as to the authenticity and trustworthiness thereof, and who shall, at the time of offering the documentary exhibit, make a brief statement as to the contents and manner of preparation thereof.

7. Written documents and exhibits shall be tendered in duplicate and the persons preparing the same shall be prepared to supply additional copies if such are ordered by the Presiding Officer. When evidence is embraced in a document containing matter not intended to be put in evidence, such a document will not be received, but the person offering the same may present to the Presiding Officer the original document together with two copies of those portions of the document intended to be put in evidence.

8. Subpoenas requiring the attendance of witnesses or the presentation of a document from any place in the United States at any designated place of hearing may be issued by the Administrator at his discretion, and any person appearing in the proceeding may apply in writing for the issuance by the Administrator of the subpoena. Such application shall be timely and shall identify exactly the witness or document and state fully the nature of the evidence proposed to be secured.

9. Witnesses summoned by the Administrator shall be paid the same fees and mileage as are paid witnesses in the courts of the United States. Witness fees and mileage shall be paid by the party at whose instance witnesses appear, and the Administrator before issuing subpoena may require a deposit of an amount adequate to cover the fees and mileage involved.

10. The rules of evidence prevailing in the courts of law or equity shall not be controlling.

11. The Presiding Officer may, at his discretion, permit any person appearing in the proceeding to cross-examine any witness offered by another person insofar as is practicable, and to object to the admission or exclusion of evidence by the Presiding Officer. Requests for permission to cross-examine a witness offered by another person and objections to the admission or exclusion of evidence shall be stated briefly with the reasons for such request or the ground of objection relied on. Such requests or objections shall become a part of the record, but this record shall not include argument thereon except as ordered by the Presiding Officer. Objections to the approval of the Committee's recommendation and to the promulgation of a wage order based upon such approval must be made at the hearing before the Presiding Officer.

12. Before the close of the hearing, written requests shall be received from persons appearing in the proceeding for permission to make oral arguments before the Administrator upon the matter in issue. If the Administrator, in his discretion, allows the request, he shall give such notice thereof as he deems suitable to all persons appearing in the proceedings and shall designate the time and place at which the oral arguments shall be heard. If such requests are allowed, all persons appearing at the hearing will be given opportunity to present oral argument.

13. Briefs (12 copies) may be submitted to the Administrator following the close of the hearing, by any persons appearing therein. Notice of the final dates for filing such briefs shall be given by the Administrator in such manner as shall be deemed suitable by him.

14. On the close of the hearing, a complete record of the proceedings shall be filed with the Administrator. No intermediate report shall be filed unless so directed by the Administrator. If a report is filed it shall be advisory only and have no binding effect upon the Administrator.

15. No order issued as a result of the hearing will take effect until after due notice is given of the issuance thereof by publication in the FEDERAL REGISTER.

Signed at New York, New York, this 26th day of August 1943.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 43-14109; Filed, August 30, 1943;
10:10 a. m.]

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and part 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representations that experienced workers for

the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificates. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

Florida Press, 143 E. Church Street, Orlando, Florida; Printing and Publishing; 1 learner (T); Printer for a learning period of 480 hours at 30 cents per hour; effective August 30, 1943, expiring November 29, 1943.

Forde, Printing, Incorporated, 120 South Front Street, Mankato, Minnesota; Commercial Printing; 1 learner (T); Platen Press Feeder and Bindery Helper for a learning period of 480 hours at 30c for the first 320 hours and 35c per hour for the next 160 hours; effective August 20, 1943, expiring March 1, 1944.

Journal Printing Company, 119 S. Elson Street, Kirksville, Missouri; Printing and Publishing; 1 learner (T); Job Pressman for a learning period of 480 hours at 30 cents per hour; effective August 26, 1943, expiring February 25, 1944.

Kansas Bank Note Company, 5th & Jefferson Streets, Fredonia, Kansas; converted paper products; 4 learners (T); bindery girl and platen press feeder for a learning period of 480 hours at 30 cents for the first 320 hours and 35 cents for the next 160 hours; effective August 26, 1943, expiring February 26, 1944.

Nord-Buffum Pearl Button Company, 101 S. Carolina Street, Louisiana, Missouri; fresh water pearl buttons; 3 learners (T); finished button sorter for a learning period of 480 hours and automatic machine operator for a learning period of 160 hours; finished button sorter 30 cents per hour for the first 320 hours and 35 cents for the next 160 hours; automatic machine operator 30 cents per hour; effective September 1, 1943, expiring March 1, 1944.

Joseph Ruzicka, 606 North Eutaw Street, Baltimore, Maryland; library bookbinding; 2 learners (T); collator, sewing machine operator for a learning period of 480 hours at the rate of 30 cents per hour for the first 320 hours and 35 cents per hour for the next 160 hours; effective August 30, 1943, expiring March 1, 1944.

The Valley Citizen, Main Street, Valley View, Pennsylvania; printing and publishing; 1 learner (T); printer for a learning period of 480 hours at 30 cents per hour; effective August 26, 1943, expiring February 25, 1944.

Signed at New York, N. Y., this 28th day of August 1943.

MERLE D. VINCENT,
Authorized Representative,
of the Administrator.

[F. R. Doc. 43-14110; Filed, August 30, 1943;
10:10 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket Nos. 2-401-B-2, 2-401-B-3, 193, 199, 206, 390, 504, 508, 509, 906 and 924]

CONTINENTAL AIRLINES, INC., ET AL.

NOTICE OF ORAL ARGUMENT

In the matter of the applications of Continental Airlines, Inc., Braniff Air-

ways, Inc., Essair, Inc., Transcontinental & Western Air, Inc., and American Airlines, Inc., for certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended, and the petitions of Fort Stockton, Tex., Alpine, Tex., and Brownwood, Tex.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said Act, in the above-entitled proceeding, that oral argument is assigned for September 6, 1943, 10:00 a. m. (Eastern War Time) in Room 5042 Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board, to be held in two parts, (1) with respect to service proposed by Continental Airlines, Inc., Braniff Airways, Inc., and American Airlines, Inc., between El Paso and San Antonio via various intermediate points, (2) with respect to service proposed by Essair and with respect to service proposed by Essair, Inc., Braniff Airways, and Transcontinental & Western Air, Inc., between Austin and Houston, Tex.

Dated Washington, D. C., August 26, 1943.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 43-14044; Filed, August 28, 1943;
10:59 a. m.]

[Docket No. 892]

PAN AMERICAN-GRACE AIRWAYS, INC.

NOTICE OF HEARING

In the matter of the compensation for transportation of mail by aircraft, the facilities used and useful therefor and the services connected therewith for Pan American-Grace Airways, Inc.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 406 and 1001 of said Act, in the above-entitled proceeding, that hearing is assigned to be held on September 10, 1943, 10:00 a. m. (eastern war time) in Room No. 3237 of the Post Office Building, 12th Street and Pennsylvania Avenue NW., Washington, D. C.

Dated Washington, D. C., August 28, 1943.

HERBERT K. BRYAN,
Examiner.

[F. R. Doc. 43-14114; Filed, August 30, 1943;
10:24 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-485]

UNITED GAS PIPE LINE COMPANY

ORDER FIXING DATE OF HEARING

AUGUST 24, 1943.

Upon consideration of the application filed by United Gas Pipe Line Company

on July 19, 1943, seeking authority under section 7 (b) of the Natural Gas Act to remove approximately 8 miles of 12 $\frac{3}{4}$ inch pipe line extending in a southwesterly direction from what is known as the Waskom Area, located in Harrison County, Texas, and Caddo Parish, Louisiana, to the vicinity of applicant's Latex compressor station; The Commission orders, That:

(A) A public hearing be held commencing on September 15, 1943, at 9:45 a. m. (E. W. T.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding;

(B) Interested State Commissions may participate in this hearing as provided in Section 67.4 of the Provisional Rules of Practice and Regulations under the Natural Gas Act.

By the Commission.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 43-14013; Filed, August 28, 1943;
9:54 a. m.]

[Docket No. G-486]

UNITED GAS PIPE LINE COMPANY

ORDER FIXING DATE OF HEARING

AUGUST 24, 1943.

Upon consideration of the application filed by United Gas Pipe Line Company on July 19, 1943, seeking authority under section 7 (b) of the Natural Gas Act to remove approximately 30.6 miles of 18-inch pipe line extending in a southerly direction from an interconnection with the pipe line of Southern Natural Gas Company at a point near the town of Benton, Mississippi, to a point near Tougaloo College, Madison County, Mississippi; the Commission orders, That:

(A) A public hearing be held commencing on September 15, 1943, at 2:00 p. m. (E. W. T.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding;

(B) Interested State Commissions may participate in this hearing as provided in Section 67.4 of the Provisional Rules of Practice and Regulations under the Natural Gas Act.

By the Commission.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 43-14014; Filed, August 28, 1943;
9:54 a. m.]

[Docket Nos. G-491 and G-492]

UNITED GAS PIPE LINE COMPANY

ORDER CONSOLIDATING PROCEEDINGS AND
FIXING DATE OF HEARING

AUGUST 24, 1943.

Upon consideration of the application filed by United Gas Pipe Line Company on August 3, 1943 (Docket No. G-491), seeking authority under section 7 (c) of the Natural Gas Act, as amended, to

construct and operate approximately 2.5 miles of 4 $\frac{1}{2}$ -inch pipe line from the South Houma gas field, Terrebonne Parish, Louisiana, to connect with the applicant's proposed DeLarge extension; and

Upon consideration of the application filed by United Gas Pipe Line Company on August 3, 1943 (Docket No. G-492), seeking authority under section 7 of the Natural Gas Act, as amended, to remove from applicant's pipe line extending from Baton Rouge to New Orleans, Louisiana, approximately 108,000 feet of 16-inch loop line and to relocate such pipe and construct and operate approximately 18 miles of loop line to applicant's existing line extending from the Lake Long gas field in LaFourche Parish, Louisiana, to a point of connection with applicant's Baton Rouge-New Orleans line near St. Rose, St. Charles Parish, Louisiana; and

It appearing to the Commission that:

The facts and issues in the above matters may be related, and the applicant requests that the proceedings thereon be consolidated for hearing;

The Commission orders, That:

(A) The proceedings in the above matters be and they hereby are consolidated for the purposes of hearing;

(B) A public hearing be held commencing on September 16, 1943, at 9:45 a. m. (E. W. T.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding;

(C) Interested State Commissions may participate in this hearing as provided in § 67.4 of the Provisional Rules of Practice and Regulations under the Natural Gas Act.

By the Commission.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 43-14015; Filed, August 28, 1943;
9:54 a. m.]

[Docket No. G-481]

HOPE NATURAL GAS COMPANY

ORDER POSTPONING HEARING

AUGUST 28, 1943.

Upon consideration of the petition filed August 28, 1943, by the National Coal Association, United Mine Workers of America, Brotherhood of Locomotive Engineers, and others, for continuance of the hearing in the above-entitled matter now set for August 31, 1943; the Commission orders that:

The hearing in this matter now set to commence on August 31, 1943, be and the same is hereby postponed to September 21, 1943, at 9:45 a. m. (E. W. T.) in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 43-14128; Filed, August 30, 1943;
11:19 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Special Permit 13 Under Service Order 126]

PENNSYLVANIA RAILROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Pennsylvania Railroad Company to initially ice to capacity at Huntingdon, Pennsylvania, not more than 15 refrigerator cars containing potatoes, shipped by the War Foods Administration from the Greencastle Ice and Cold Storage Company, Greencastle, Pennsylvania, consigned to the St. Marys Packing Company, Leipsic, Ohio.

Not more than four cars shall be iced under this permit on any one calendar day.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 17th day of August 1943.

HOMER C. KING,

Director, Bureau of Service.

[F. R. Doc. 43-14017; Filed, August 28, 1943; 10:27 a. m.]

[Special Permit 14 Under Service Order 126]

THE READING COMPANY

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Reading Company to initially ice to capacity not more than 3 refrigerator cars containing potatoes, shipped by the War Foods Administration from the Harrisburg Ice and Cold Storage Company, Harrisburg, Pennsylvania, consigned to the St. Marys Packing Company, Leipsic, Ohio.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office

of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 17th day of August 1943.

HOMER C. KING,

Director, Bureau of Service.

[F. R. Doc. 43-14018; Filed, August 28, 1943; 10:27 a. m.]

[Special Permit 15 Under Service Order 126]

LONG ISLAND RAIL ROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Long Island Rail Road Company to initially ice (but not in excess of 7,500 pounds of ice per car) not more than 5 refrigerator cars per day containing potatoes at Riverhead, Long Island, consigned to Army and naval installations at points in the States of Alabama, Florida, Georgia, or South Carolina, or at New Orleans, Louisiana; also, The Pennsylvania Railroad Company to initially ice (but not in excess of 7,500 pounds of ice per car) at Potomac Yard, Virginia, not more than 5 refrigerator cars per day containing potatoes originating in New Jersey and consigned to Army and naval installations at points in the States of Alabama, Florida, Georgia, or South Carolina, or New Orleans, Louisiana.

One reicing in transit will be permitted on each car of no more than enough ice to bring the bunkers to three-fourths capacity.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

This permit expires at 12:01 a. m., September 15, 1943.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,

Director, Bureau of Service.

[F. R. Doc. 43-14019; Filed, August 28, 1943; 10:27 a. m.]

[Special Permit 16 Under Service Order 126]

BALTIMORE AND OHIO RAILROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of

Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Baltimore and Ohio Railroad Company to initially ice (but not in excess of 8,000 pounds per car) not more than 18 refrigerator cars containing potatoes, shipped by the War Foods Administration from C. L. Robinson Storage, Winchester, Virginia, to Fackler, Langford and Taylor, Meansville, Georgia.

Not more than eight cars shall be iced under this permit on any one calendar day.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,

Director, Bureau of Service.

[F. R. Doc. 43-14020; Filed, August 28, 1943; 10:27 a. m.]

[Special Permit 17 Under Service Order 126]

NORFOLK AND WESTERN RAILWAY CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Norfolk and Western Railway Company to initially ice to capacity not more than 14 refrigerator cars containing potatoes, shipped by the War Foods Administration from Moore and Dorsey, Berryville, Virginia, to Franklinton, Georgia.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,

Director, Bureau of Service.

[F. R. Doc. 43-14021; Filed, August 28, 1943; 10:27 a. m.]

[Special Permit 18 Under Service Order 126]

**CHESAPEAKE AND OHIO RAILWAY CO., AND
NORFOLK AND WESTERN RAILWAY CO.***** ICING OR REICING OF VEGETABLES**

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

Either The Chesapeake and Ohio Railway Company or the Norfolk and Western Railway Company to initially ice to capacity not more than 18 refrigerator cars containing potatoes, shipped by the War Foods Administration from the Inland Service Storage, Waynesboro, Virginia, consigned to the Georgian Canning Company, Wayside, Georgia.

Not more than five cars shall be iced under this permit on any one calendar day.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14022; Filed, August 28, 1943;
10:27 a. m.]

[Special Permit 19 Under Service Order 126]

**BALTIMORE AND OHIO RAILROAD CO., AND
CHESAPEAKE AND OHIO RAILWAY CO.****ICING OR REICING OF VEGETABLES**

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

Either The Baltimore and Ohio Railroad Company or The Chesapeake and Ohio Railway Company to initially ice to capacity not more than 5 refrigerator cars containing potatoes, shipped by the War Foods Administration from the Salin Cold Storage Company, Huntington, West Virginia, consigned to the Dorgan Packing Company, Columbia, Mississippi.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car serv-

ice and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14023; Filed, August 28, 1943;
10:28 a. m.]

[Special Permit 20 Under Service Order 126]

**DANVILLE AND WESTERN RAILWAY CO., AND
NORFOLK AND WESTERN RAILWAY CO.****ICING AND REICING OF VEGETABLES**

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

Either the Danville and Western Railway Company or the Norfolk and Western Railway Company to initially ice to capacity not more than 30 cars containing potatoes, shipped by the War Foods Administration from the Patrick Henry Storage, Martinsville, Virginia, consigned to the Cherokee Products Company, Haddock, Georgia.

Not more than three cars shall be iced under this permit on any one calendar day.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14024; Filed, August 28, 1943;
10:28 a. m.]

[Special Permit 21 Under Service Order 126]

SOUTHERN RAILWAY CO.**ICING OR REICING OF VEGETABLES**

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Southern Railway Company to initially ice to capacity not more than 30 refrigerator cars containing potatoes, shipped by the War Foods Administration from the Mutual Cold Storage Company, Broadway, Virginia, consigned to the Cherokee Products Company, Haddock, Georgia.

Not more than five cars shall be iced under this permit on any one calendar day.

No reicing is allowed under this permit.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14025; Filed, August 28, 1943;
10:28 a. m.]

[Special Permit 22 Under Service Order 126]

PENNSYLVANIA RAILROAD CO.**ICING OR REICING OF VEGETABLES**

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033; 8 F.R. 11089), permission is granted for:

The Pennsylvania Railroad Company to initially ice (but not in excess of 7,500 pounds of ice per car) at Potomac Yard, Virginia, FGEX 50048 and FGEX 54340 containing potatoes, shipped by Scheidler Brothers, Trenton, New Jersey, consigned to the Office of Inter-American Affairs at New Orleans, Louisiana, for export.

One reicing with no more than enough ice to bring the bunkers to three-fourths capacity shall be allowed at Atlanta, Georgia.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14026; Filed, August 28, 1943;
10:28 a. m.]

[Special Permit 41 Under Service Order 133]

SOUTHERN PACIFIC CO., ET AL.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Southern Pacific Company, the Union Pacific Railroad Company, the Chicago and North Western Railway Company (Charles M. Thomson, Trustee), The New York Central Railroad Company, or the Boston and Maine Railroad to initially ice or reice, with both bunker and top or body ice, SFRD 38128 containing carrots, shipped by Arena Co., Salinas, California, consigned to National Storage Co., Summerville, Massachusetts.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 23d day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14030; Filed, August 28, 1943; 10:28 a. m.]

[Special Permit 42 Under Service Order 133]

SOUTHERN PACIFIC CO., ET AL.

ICING AND REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Southern Pacific Company to initially ice or reice, with both bunker and top or body ice, URTX 15407 containing celery, shipped by the American Fruit Growers Inc., Oxnard, California, consigned to the Quartermaster Market Center, El Paso, Texas; The Southern Pacific Company, The Chicago, Rock Island and Pacific Railway Company (Frank O. Lowden and Joseph B. Fleming, Trustees), or The New York, Chicago and St. Louis Railroad Company to initially ice or reice, with both bunker and top or body ice, PFE 50856 containing carrots in bags (without tops), shipped by E. D. Ball, Los Angeles (loaded at Ontario, California, consigned to Cavalier, Gilling & Wilson, Inc., Cleveland, Ohio; The Atchison, Topeka and Santa Fe Railway Company to initially ice or reice, with both bunker and top or body ice, SFRD 22263 containing green corn, shipped by Wm. Carillo Co., (Sunny Sally Products), Los Angeles, California, consigned to the United States Army, Ono, California; also, The Pacific Electric Railway Company or The Atchison, Topeka and Santa Fe Railway Company to initially ice or reice, with both bunker and top or body ice, PFE 96962 containing green corn, shipped by the Consolidated Produce Co., Los Angeles, California, consigned to the United States Army, Ono, California.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 23d day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14031; Filed, August 28, 1943; 10:28 a. m.]

[Special Permit 43 Under Service Order 133]

PACIFIC ELECTRIC RAILWAY CO., AND ATCHISON, TOPEKA AND SANTA FE RAILWAY

ICING OR REICING OF FRUITS AND VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133, of June 19, 1943, permission is granted for:

The Pacific Electric Railway Company or The Atchison, Topeka and Santa Fe Railway Company to initially ice or reice, with both bunker and top or body ice, PFE 23011 containing mixed fruit and vegetables, shipped by the Kelm Produce Co., Los Angeles, California, consigned to Babbitt Brothers Trading Co., Winslow, Arizona; also, The Southern Pacific Company or The Atchison, Topeka and Santa Fe Railway Company to initially ice or reice, with both bunker and top or body ice, MDT 16702 containing green corn, shipped by the Sunrise Produce Co., Los Angeles, California, consigned to the U. S. Army, Ono, California.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 24th day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14032; Filed, August 28, 1943; 10:28 a. m.]

[Special Permit 44 Under Service Order 133]

SOUTHERN PACIFIC CO. AND ST. LOUIS SOUTHWESTERN RAILWAY CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering

paragraph (§95.313, 8 F.R. 8554) of Service Order No. 133, of June 19, 1943, permission is granted for:

The Southern Pacific Company or the St. Louis Southwestern Railway Company (Berryman Henwood, Trustee) to initially ice or reice, with both bunker and top or body ice, PFE 62006 containing celery, honeydew melons, rhubarb and asparagus, shipped by the Consolidated Produce Co., Los Angeles, California, consigned to Tyler Produce Co., Tyler, Texas (for partial unloading by Miller Produce Co., Waco, Texas).

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 26th day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14033; Filed, August 28, 1943; 10:28 a. m.]

[Special Permit 45 Under Service Order 133]

SOUTHERN PACIFIC CO., ET AL.

ICING OR REICING OF FRUITS AND VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Southern Pacific Company, The Texas and Pacific Railway Company, or the Missouri Pacific Railroad Company (Guy A. Thompson, Trustee) to initially ice or reice, with both bunker and top or body ice, PFE 41600 containing celery, shipped by the American Fruit Growers Inc., Oxnard, California, consigned to Sales Officer, Camp Commissary, U. S. Army, Camp Claiborne (near Alexandria), Louisiana; The Southern Pacific Company to initially ice or reice, with both bunker and top or body ice, PFE 95318 containing celery, shipped by the American Fruit Growers Inc., Oxnard, California, consigned to the Chief Quartermaster, Section of Supplies & Service, Fort Bliss, Texas (near El Paso); The Southern Pacific Company or The Atchison, Topeka and Santa Fe Railway Company to initially ice or reice, with both bunker and top or body ice, GARX 68865 containing green corn, shipped by the Sunrise Produce Co., Los Angeles, California, consigned to the Supply Officer, U. S. Army, Ono, California; also, the Pacific Electric Railway Company or The Atchison, Topeka and Santa Fe Railway Company to initially ice or reice, with both bunker and top or body ice, PFE 93055 containing mixed fruit and vegetables, shipped by the Kelm Produce Co., Los Angeles, California, consigned to Babbitt Brothers Trading Co., Flagstaff, Arizona.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car serv-

ice and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 27th day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14034; Filed, August 28, 1943;
10:29 a. m.]

[Special Permit 46 Under Service Order 133]

SOUTHERN PACIFIC CO., ET AL.
ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Southern Pacific Company, the Union Pacific Railroad Company, the Chicago and North Western Railway Company (Charles M. Thomson, Trustee), the Indiana Harbor Belt Railroad Company, or the Erie Railroad Company to initially ice or reice, with both bunker and top or body ice, PFE 18618 containing broccoli, shipped by D'Arrigo Bros. Co., Castroville, California, consigned to D'Arrigo Bros. Co., New York, New York.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 30th day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14035; Filed, August 28, 1943;
10:29 a. m.]

[Special Permit 47 Under Service Order 133]

SOUTHERN PACIFIC CO., ET AL.
ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Southern Pacific Company, the Union Pacific Railroad Company, the Chicago, Burlington & Quincy Railroad Company, the Indiana Harbor Belt Railroad Company, or the Erie Railroad Company to initially ice or reice, with both bunker and top or body ice, FGEX 37632 containing broccoli, shipped by D'Arrigo Bros. Co., Castroville, California, consigned to D'Arrigo Bros. Co., New York, New York.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 31st day of July 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14036; Filed, August 28, 1943;
10:29 a. m.]

[Special Permit 48 Under Service Order 133]

SOUTHERN PACIFIC CO., ET AL.
ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.313, 8 F.R. 8554) of Service Order No. 133 of June 19, 1943, permission is granted for:

The Southern Pacific Company, the Union Pacific Railroad Company, the Chicago, Burlington & Quincy Railroad Company, the Indiana Harbor Belt Railroad Company, or the Erie Railroad Company to initially ice or reice, with both bunker and top or body ice, PFE 91477 containing broccoli, shipped by D'Arrigo Bros. Co., San Jose, California, consigned to D'Arrigo Bros. Co., Chicago, Illinois.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 4th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14037; Filed, August 28, 1943;
10:29 a. m.]

[Special Permit 3 Under Service Order 145]

UNION PACIFIC RAILROAD CO.
ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487), permission is granted for:

The Union Pacific Railroad Company to initially ice to capacity refrigerator cars, containing potatoes originating at Group B

points in Oregon or Idaho, at either Nampa or Pocatello, Idaho.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 18th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14038; Filed, August 28, 1943;
10:29 a. m.]

[Special Permit 4 Under Service Order 145]

UNION PACIFIC RAILROAD CO.
ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487), permission is granted for:

The Union Pacific Railroad Company to reice, but not in excess of three-fourths of the bunker capacity, at Las Vegas, Nevada, PFE 34183 containing potatoes, shipped by A. M. Moore, Caldwell, Idaho, to Los Angeles, California.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 19th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14039; Filed, August 28, 1943;
10:30 a. m.]

[Special Permit 5 Under Service Order 145]

UNION PACIFIC RAILROAD CO.
ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487), permission is granted for:

The Union Pacific Railroad Company to initially ice to capacity a refrigerator car or cars loaded with potatoes, originating at Group B points in Oregon or Idaho or Group

C points in Idaho, at either Nampa or Pocatello, Idaho, or Ogden, Utah.
The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 19th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14040; Filed, August 28, 1943;
10:30 a. m.]

[Special Permit 6 Under Service Order 145]

UNION PACIFIC RAILROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487), permission is granted for:

The Union Pacific Railroad Company to reice, but not in excess of three-fourths of the bunker capacity, at Las Vegas, Nevada, FGEX 50089 and PFE 90979 containing potatoes, shipped from Caldwell, Idaho, consigned to John L. Chase & Son, Los Angeles, California.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 19th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14041; Filed, August 28, 1943;
10:30 a. m.]

[Special Permit 7 Under Service Order 145]

UNION PACIFIC RAILROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph (§ 95.316, 8 F.R. 11089) of Service Order No. 145 of August 7, 1943, as amended (8 F.R. 11487), permission is granted for:

The Union Pacific Railroad Company to reice at Las Vegas, Nevada, with no more than enough ice to bring the bunkers to

three-fourths capacity, a refrigerator car or cars loaded with potatoes originating at Group B points in Idaho or Oregon or at Group C points in Idaho.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 21st day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14042; Filed, August 28, 1943;
10:30 a. m.]

[Special Permit 2 Under Service Order 147]

SOUTHERN PACIFIC CO., ET AL.

ICING OR REICING OF FRUITS AND VEGETABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943, permission is granted for:

The Southern Pacific Company, the Union Pacific Railroad Company, or the Wabash Railroad Company to accord standard refrigeration to PFE 61942, containing fresh fruits or vegetables, destined to St. Louis, Missouri; The Southern Pacific Company, the Union Pacific Railroad Company, The Alton Railroad Company (Henry A. Gardner, Trustee), The New York, Chicago and St. Louis Railroad Company to accord standard refrigeration to PFE 60534, containing fruits and vegetables, destined to Cleveland, Ohio; The Southern Pacific Company, the Union Pacific Railroad Company, or The Alton Railroad Company (Henry A. Gardner, Trustee) to accord standard refrigeration to PFE 42577, containing fruits and vegetables, destined to Chicago, Illinois; The Southern Pacific Company, the Union Pacific Railroad Company, the Illinois Central Railroad Company, or The Pennsylvania Railroad Company to accord standard refrigeration to PFE 30482, containing fruits and vegetables, destined to Pittsburgh, Pennsylvania; The Southern Pacific Company, the Union Pacific Railroad Company, the Chicago and North Western Railway Company (Charles M. Thomson, Trustee), the Erie Railroad Company, The Delaware and Hudson Railroad Corporation, or the Boston and Maine Railroad to accord standard refrigeration to PFE 15397, containing fruits and vegetables, destined to Boston, Massachusetts; also, The Southern Pacific Company, the Union Pacific Railroad Company, or the Chicago, Saint Paul, Minneapolis and Omaha Railway Company to accord standard refrigeration to PFE 50521, containing fruits and vegetables, destined to Minneapolis, Minnesota.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general

public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 19th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14027; Filed, August 28, 1943;
10:31 a. m.]

[Special Permit 3 Under Service Order 147]

COMMON CARRIERS BY RAILROAD

ICING OF FRUITS

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943, permission is granted for:

Any common carrier by railroad to initially ice, with enough ice to bring ice to three-fourths of the refrigerator car bunker capacity, a refrigerator car or cars to be loaded with precooled oranges originating in California, prior to tender to the carrier for transportation.

The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 21st day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14028; Filed, August 28, 1943;
10:31 a. m.]

[Special Permit 4 Under Service Order 147]

COMMON CARRIERS BY RAILROAD

ICING OR REICING OF FRUITS, MELONS, AND VEGETABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943, permission is granted for:

Any common carrier by railroad to initially ice to capacity, and reice once to capacity at the first reicing station, a refrigerator car or cars loaded with deciduous fruits, melons, and vegetables originating at points in the States of Arizona or California, and.

Any common carrier by railroad to initially ice to capacity a refrigerator car or cars, after being loaded with citrus fruits, originating at points in the States of Arizona or California, and tendered for transportation.

The waybills shall show reference to this special permit.

This permit shall become effective at 12:01 a. m. August 23, 1943.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

Issued at Washington, D. C., this 21st day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14029; Filed, August 28, 1943;
10:31 a. m.]

[Revocation of Special Permit 3 Under
Service Order 147]

COMMON CARRIERS BY RAILROAD

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943.

Special Permit No. 3 of August 21, 1943, is hereby revoked, effective at 12:01 a. m., August 26, 1943.

A copy of this revocation has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this revocation shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14129; Filed, August 30, 1943;
11:16 a. m.]

[Amended Special Permit 4 Under Service
Order 147]

COMMON CARRIERS BY RAILROAD

REICING FRUITS AND VEGETABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.317, 8 F.R. 11390) of Service Order No. 147 of August 13, 1943, permission is granted for:

Any common carrier to initially ice to capacity and reice once in transit to capacity at the first regular icing station a refrigerator car or cars loaded with citrus or deciduous fruits, melons, or vegetables originating at points in the States of Arizona or California.

The provisions of paragraph (b) of § 95.317 of Service Order No. 147 shall have no application to cars loaded under the preceding paragraph.

The waybills shall show reference to this special permit.

This permit shall become effective at 12:01, August 26, 1943.

A copy of this permit has been served upon the Association of American Rail-

roads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14131; Filed, August 30, 1943;
11:16 a. m.]

[Special Permit 23 Under Service Order 126]

LONG ISLAND RAIL ROAD CO.

ICING OR REICING OF VEGETABLES

Pursuant to the authority vested in me by paragraph (b) of the first ordering paragraph (§ 95.308, 8 F.R. 7285) of Service Order No. 126 of May 29, 1943, as amended (8 F.R. 7728; 8 F.R. 8082; 8 F.R. 9033), permission is granted for:

The Long Island Rail Road Company to accept for transportation 38 refrigerator cars containing potatoes (10 cars from Southold and 6 cars from Cutchogue shipped by I. M. Young, Riverhead, Long Island; 6 cars from Greenport, 8 cars from Southold, and 2 cars from Calverton shipped by Long Island Produce and Fruit Company, Riverhead; 6 cars from Riverhead shipped by Fanning and Houser, Riverhead, Long Island) and for The Pennsylvania Railroad Company to initially ice said cars at Potomac Yards, Virginia, with no more than enough ice than to bring the ice in the bunkers to $\frac{3}{4}$ bunker capacity; also for the Southern Railway Company to reice at Atlanta, Georgia, with no more than enough ice than to bring the ice in the bunkers to $\frac{3}{4}$ bunker capacity.

All cars are consigned to the United States Army, New Orleans, Louisiana, for export. The waybills shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of August 1943.

HOMER C. KING,
Director, Bureau of Service.

[F. R. Doc. 43-14130; Filed, August 30, 1943;
11:16 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Amendment of Vesting Order 1254]

REAL PROPERTY OF ANTOINETTA GIANOTTI

Re: Real property situated at North Bergen, New Jersey, and a claim, owned by Antoinetta Gianotti.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that Antoinetta Gianotti is a citizen of Italy, whose last known address is Cuceglio, Canavese, Aosta, Italy, and is a national of a designated enemy country (Italy);

2. Finding that said Antoinetta Gianotti is the owner of the property described in subparagraph 3 hereof;

3. Finding that the property described as follows:

a. Real property situated at 311 72nd Street, North Bergen, New Jersey, particularly described in Exhibit A attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits, or other payments arising from the ownership of such property, and

b. All right, title, interest and claim of any name or nature whatsoever, of Antoinetta Gianotti in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Antoinetta Gianotti by Harry V. Moser, Inc., 850 Bergen Avenue, Jersey City, New Jersey, and represented on the books of Harry V. Moser, Inc., as a credit due Antoinetta Gianotti, including but not limited to all security rights, in and to any and all collateral, for any or all of such obligations and the right to enforce and collect such obligations,

is property within the United States owned by a national of a designated enemy country (Italy);

4. Determining that the property described in subparagraph 3-b hereof is necessary for the maintenance or safeguarding of other property (namely, that hereinbefore described in subparagraph 3-a) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this order) pursuant to section 2 of said Executive Order.

5. Determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of the aforesaid designated enemy country (Italy);

6. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

7. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting

any claim arising, as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on August 20, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All that certain lot, in the Township of North Bergen, Hudson County, New Jersey, known and described as lot number fifty-one (51) block number seventeen B (#17-B) on a certain map entitled "Map D" a portion of the property belonging to the Woodcliff Land Improvement Co., Township of North Bergen, Hudson County, N. J., made by T. H. McCann and R. Beyer, C. E. April, 1906" duly filed in the Register's Office of the said County of Hudson on the 29th day of October nineteen hundred and six, and which lot may be more particularly described as follows:

Beginning at a point in the southerly line of 28th Street, westerly six hundred and eighty-five (685) feet from the southwest corner of Broadway and 28th Street, as said streets are laid down on said map; thence (1) southerly and at right angles to 28th Street one hundred (100) feet to a point; thence (2) westerly and at right angles to the first course twenty-five (25) feet to a point; thence (3) northerly and parallel with the first course one hundred (100) feet to the southerly line of 28th Street; thence (4) easterly and along the southerly line of 28th Street twenty-five (25) feet to the point or place of beginning.

[F. R. Doc. 43-14123; Filed, August 30, 1943; 10:56 a. m.]

[Amendment of Vesting Order 1446]

ESTATE OF MARIANO CENCIAMILLA

Whereas by Vesting Order Number 1446 of May 11, 1943, the undersigned vested among other items, all right, title, interest and estate of Mariano Cenciamilla in and to certain real property described on Exhibit "A" attached to that Vesting Order and by reference made a part thereof; and

Whereas the real property description in said Exhibit A was set forth inadvertently in clerical error;

Now therefore Vesting Order Number 1446 is hereby amended as follows and not otherwise:

Exhibit A attached to said Vesting Order and by reference made a part thereof is hereby deleted, and the following substituted therefor:

EXHIBIT A

All the real property, situated, lying and being in the City of Sacramento, County of Sacramento and State of California, known, designated and described as:

The north one-quarter (¼) of lot number five (5) in the block or square bounded in and

No. 172—12

by "S" and "T" and Fifth and Sixth Streets, as same is shown upon the official map or plan of said City of Sacramento,

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining.

All other provisions of said Vesting Order 1446 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C., on August 25, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-14124; Filed, August 30, 1943; 10:56 a. m.]

[Amendment of Vesting Order 1870]

TRUST UNDER WILL OF ANNA TAG

In re: Trust under Will of Anna Tag, deceased; File D-28-1743; E. T. sec. 837.

Whereas in Vesting Order Number 1870 the undersigned stated that the Trustee is acting under the judicial supervision of the Surrogate's Court, King's County, State of New York;

Whereas the name of said King's County was inserted in said order inadvertently and through clerical error; and Whereas the said Trustee is in fact acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

Now, therefore, Vesting Order Number 1870 is hereby amended as follows and not otherwise:

By deleting "King's County" in the sixth line of subparagraph (1) of said Vesting Order and by inserting in place and lieu thereof "New York County".

All other provisions of said Vesting Order Number 1870 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on August 20, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-14125; Filed, August 30, 1943; 10:56 a. m.]

[Amendment of Vesting Order 1899]

ESTATE OF ANDREW SCHINE

In re: Estate of Andrew Schine, deceased; File D-38-1647; E. T. sec. 3564.

Whereas in Vesting Order Number 1899 dated July 29, 1943, the name of the Court was stated therein through clerical error to be "Orphans' Court in and for the County of Cascade, State of Montana";

Whereas the proper name of said Court is in fact "District Court of the Eighth Judicial District in and for the County of Cascade, State of Montana";

Now, therefore, Vesting Order Number 1899 is hereby amended as follows and not otherwise:

By deleting "Orphans' Court in and for County of Cascade, State of Montana" in

subparagraph 1 of said Vesting Order, and substituting therefor "District Court of the Eighth Judicial District in and for the County of Cascade, State of Montana".

All other provisions of said Vesting Order Number 1899 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on August 25, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-14126; Filed, August 30, 1943; 10:56 a. m.]

[Amendment of Vesting Order 1944]

ESTATE OF GUSTAV A. GUSSMANN

In re: Estate of Gustav A. Gussmann, also known as Gustav Adolf Gussmann, deceased; File F-28-51; E. T. sec. 2278.

Whereas through clerical error, the last paragraph of Vesting Order Number 1944 was omitted,

Now, therefore, Vesting Order Number 1944 is hereby amended as follows and not otherwise by adding the following paragraph immediately preceding the date and signature of said order:

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

All other provisions of such Vesting Order Number 1944 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Dated: August 25, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-14127; Filed, August 30, 1943; 10:56 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supplementary Order ODT 3, Rev. 56]

EASTERN STATES TRUCKING COMPANY AND JOSEPH M. DIGNAN & SON

COORDINATED OPERATIONS BETWEEN BALTIMORE, MD., AND WASHINGTON, D. C.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by Joseph S. Wernig Express Co., Inc., doing business as Eastern States Trucking Company, Baltimore, Maryland, and Joseph M. Dignan, Sr. and Joseph M. Dignan, Jr., a copartnership, doing business as Joseph M. Dignan & Son, Baltimore, Maryland, pursuant to § 501.9 of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660), a copy of which plan is attached hereto as Appendix 1,^{*} and

It appearing that the carriers propose by the plan to coordinate their opera-

^{*}Filed as part of the original document.

tions as common carriers of property by motor vehicle between Baltimore, Maryland, and Washington, D. C., by suspending the transportation of certain shipments and by diverting traffic in such way as to produce increased lading and more efficient utilization of motor vehicles, and

It further appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the carriers are directed to put the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Shipments diverted in execution of the plan shall be transported pursuant to the lawfully applicable rates, charges, rules, and regulations of the diverting carrier.

4. The provisions of this order shall not be so construed or applied as to require any carrier named herein to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier named herein, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed

pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

7. Communications concerning this order should refer to "Supplementary Order ODT 3, Revised-56" and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington, D. C.

This order shall become effective September 3, 1943, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,

Office of Defense Transportation.

[F. R. Doc. 43-14133; Filed, August 30, 1943;
11:36 a. m.]

[Supplementary Order ODT 20A-7]

MERIDIAN, MISSISSIPPI, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of and between Meridian, Key Field, and points in Lauderdale County, Mississippi, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. No supervisor or checker employed by the operators pursuant to subparagraph (g) of paragraph 5 of the plan shall use coercive methods in effectuating compliance with the plan, and each such supervisor or checker shall report to the Office of Defense Transportation all violations of orders issued by the

Office of Defense Transportation applicable to taxicab operations and all failures to comply with the plan that may be observed by them. No operator participating in the plan shall be denied or refused further participation without the prior approval of the Office of Defense Transportation.

3. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations effected by this order.

4. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possession or obtaining the requisite operating authority.

5. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

7. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

8. Communications concerning this order should refer to "Supplementary Order ODT 20A-7" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

9. This order shall become effective August 30, 1943, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time

¹ Filed as part of the original document.

as the Office of Defense Transportation by further order may designate.
Issued at Washington, D. C., this 30th day of August, 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX 1

Robert M. Mitchell, Meridian, Mississippi.
Grady Thomass, Meridian, Mississippi.
Pat Stewart, Meridian, Mississippi.
D. S. Denton, Meridian, Mississippi.
E. E. Johnson, Meridian, Mississippi.
Jack Rogers, Meridian, Mississippi.
A. W. Richburg, Meridian, Mississippi.
J. N. Warren, Meridian, Mississippi.
P. J. Thomas, Meridian, Mississippi.
Bernice Daniels, Meridian, Mississippi.
Herman Neal, Meridian, Mississippi.
E. E. Belvin, Meridian, Mississippi.
M. L. Cope, Meridian, Mississippi.
O. L. Rawlings, Meridian, Mississippi.
Mrs. Clydine Brown, Meridian, Mississippi.
B. F. Germany, Meridian, Mississippi.
Mrs. Beverly Rawlings, Meridian, Mississippi.
Victor Woods, Meridian, Mississippi.
Morris Covington, Meridian, Mississippi.
C. E. Weldon, Meridian, Mississippi.
Claude Belvin, Meridian, Mississippi.
J. C. Ethridge, Meridian, Mississippi.
Lewis H. Thompson, Meridian, Mississippi.
W. C. James, Meridian, Mississippi.
J. R. Rose, Meridian, Mississippi.
T. L. Thames, Meridian, Mississippi.
M. A. Cumberland, Meridian, Mississippi.
Mrs. Alice Rawlings, Meridian, Mississippi.
L. E. Chaney, Meridian, Mississippi.
C. B. Simmons, Meridian, Mississippi.
Alfred Copeland, Meridian, Mississippi.
Frank Hicks, Meridian, Mississippi.
Willard Pool, Meridian, Mississippi.
C. A. Farley, Meridian, Mississippi.
L. Lummus, Meridian, Mississippi.
C. H. Grace, Meridian, Mississippi.
E. L. Timbull, Meridian, Mississippi.

[F. R. Doc. 43-14134; Filed, August 30, 1943;
11:36 a. m.]

[Supplementary Order ODT 20A-8]

MERIDIAN, MISSISSIPPI, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of and between Meridian, Key Field, and points in Lauderdale County, Mississippi, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall super-

sede any provisions of such plan that are in conflict therewith.

2. No supervisor or checker employed by the operators pursuant to subparagraph (g) of paragraph 5 of the plan shall use coercive methods in effectuating compliance with the plan, and each such supervisor or checker shall report to the Office of Defense Transportation all violations of orders issued by the Office of Defense Transportation applicable to taxicab operations and all failure to comply with the plan that may be observed by them. No operator participating in the plan shall be denied or refused further participation without the prior approval of the Office of Defense Transportation.

3. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

4. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possession or obtaining the requisite operating authority.

5. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

7. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

8. Communications concerning this order should refer to "Supplementary

Order ODT 20A-8" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

9. This order shall become effective August 30, 1943, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August, 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX 1

Sam Watson, Meridian, Mississippi.
Robert McElroy, Meridian, Mississippi.
Dewitt Marshall, Meridian, Mississippi.
John H. Moody, Meridian, Mississippi.
Olivar Brown, Meridian, Mississippi.
Alexander Pringle, Meridian, Mississippi.
Herman Bishop, Meridian, Mississippi.
Willie Lashly, Meridian, Mississippi.
Lowry Ann Roland Hardy, Meridian, Mississippi.
Luther Jones, Meridian, Mississippi.
Nick Sparrow, Meridian, Mississippi.
Eugene Henderson, Meridian, Mississippi.
Henry Brown, Meridian, Mississippi.
Bob Robertson, Meridian, Mississippi.
Albert Jones, Meridian, Mississippi.
James E. Kidd, Meridian, Mississippi.
Arnold Bailey, Meridian, Mississippi.
George Anderson, Meridian, Mississippi.
Lloyd G. Henderson, Meridian, Mississippi.
John Bourdeaux, Meridian, Mississippi.

[F. R. Doc. 43-14135; Filed, August 30, 1943;
11:36 a. m.]

[Supplementary Order ODT 20A-9]

JACKSON, MISSISSIPPI, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20 A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Jackson and between points in Hinds and Rankin Counties, Mississippi so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies

¹Filed as part of the original document.

having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-9" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX I

Jackson Transportation Co., d/b/a Yellow Cab Co., Jackson, Mississippi.
C. H. Warren, d/b/a Jolly Cab Co., Jackson, Mississippi.
D. V. Henley, Jackson, Mississippi.

Clayton Renfro, Jackson, Mississippi.
R. L. Hawkins, Jackson, Mississippi.
H. E. Smith, Jackson, Mississippi.
W. E. Rodgers, Jackson, Mississippi.
Paul Thibideaux, Jackson, Mississippi.
W. A. Baxley, Jackson, Mississippi.

[F. R. Doc. 43-14136; Filed, August 30, 1943;
11:37 a. m.]

[Supplementary Order ODT 20A-10]

OCALA, FLORIDA, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Ocala, Florida, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate

¹ Filed as part of the original document.

ate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-10" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX I

Walter H. Smith, Ocala, Florida.
Mrs. Raymond Proctor, Ocala, Florida.
Frank M. Estes, Ocala, Florida.
Nolan Gates, Ocala, Florida.

[F. R. Doc. 43-14137; Filed, August 30, 1943;
11:37 a. m.]

[Supplementary Order ODT 20A-11]

ST. PETERSBURG, FLORIDA, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of St. Petersburg, Florida, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the

operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-11" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX I

Rite Rate Cab Co., Inc., St. Petersburg, Florida.
Sun Cab Co., Inc., St. Petersburg, Florida.
Yellow Cab Co., Inc., St. Petersburg, Florida.

[F. R. Doc. 43-14138; Filed, August 30, 1943;
11:38 a. m.]

[Supplementary Order ODT 20A-12]

MEMPHIS, TENNESSEE, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of the City of Memphis, Shelby County, Tennessee, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate

¹ Filed as part of the original document.

ate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan with accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named therein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-12" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX I

Strickland Cab Company, Memphis, Tennessee.
Johnny Cab Company, Memphis, Tennessee.
Deluxe Cab Company, Memphis, Tennessee.
Y. & Y. Cab Company, Memphis, Tennessee.
Streamline Cab Company, Memphis, Tennessee.
Todd Cab Company, Memphis, Tennessee.
Colored Taxi Company, Memphis, Tennessee.
Busy Bee Cab Company, Memphis, Tennessee.
Porter Taxi Company, Memphis, Tennessee.
Howard Radio Taxi Service, Memphis, Tennessee.

[F. R. Doc. 43-14139; Filed, August 30, 1943;
11:38 a. m.]

[Supplementary Order ODT 20A-13]

LA CROSSE, WISCONSIN, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of La Crosse, Wisconsin, so as to assure maximum utilization of their facilities,

services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Chicago, Illinois, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-13" and, unless otherwise directed, should be addressed to

the Division of Local Transport, Office of Defense Transportation, Chicago, Illinois.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,

Office of Defense Transportation.

APPENDIX I

City Car Company, La Crosse, Wisconsin.
Yellow Cab Company, La Crosse, Wisconsin.

[F. R. Doc. 43-14140; Filed, August 30, 1943;
11:39 a. m.]

[Supplementary Order ODT 20A-14]

WINONA, MISSISSIPPI, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20 A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Winona, Mississippi and vicinity so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-14" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,

Office of Defense Transportation.

APPENDIX I

Hugh Bowen, Winona, Mississippi.
David Dotson, Winona, Mississippi.
Dell Collins, Winona, Mississippi.
J. C. Land, Winona, Mississippi.

[F. R. Doc. 43-14141; Filed, August 30, 1943;
11:39 a. m.]

[Supplementary Order ODT 20A-15]

HATTIESBURG, MISSISSIPPI, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereto (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of and between Hattiesburg,

¹ Filed as part of the original document.

Camp Shelby, and points in Forrest County, Mississippi, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. No supervisor or checker employed by the operators pursuant to subparagraph (g) of paragraph 5 of the plan shall use coercive methods in effectuating compliance with the plan, and each such supervisor or checker shall report to the Office of Defense Transportation all violations of orders issued by the Office of Defense Transportation applicable to taxicab operations and all failures to comply with the plan that may be observed by them. No operator participating in the plan shall be denied or refused further participation without the prior approval of the Office of Defense Transportation.

3. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

4. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possession or obtaining the requisite operating authority.

5. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

7. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the

Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

8. Communications concerning this order should refer to "Supplementary Order ODT 20A-15" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

9. This order shall become effective August 30, 1943, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,

Office of Defense Transportation.

APPENDIX 1

M. G. Kingsberry, Hattiesburg, Mississippi.

G. A. Brand, Hattiesburg, Mississippi.

Isalah Green, Hattiesburg, Mississippi.

Bob Blackburn, Hattiesburg, Mississippi.

C. C. Gibson, Hattiesburg, Mississippi.

Ben Taylor, Hattiesburg, Mississippi.

Norval Denson, Hattiesburg, Mississippi.

Emmett Boone, Hattiesburg, Mississippi.

Jimmie Grayson, Hattiesburg, Mississippi.

J. W. Montague, Hattiesburg, Mississippi.

Purvis O. Brand, Hattiesburg, Mississippi.

V. M. Messer, Hattiesburg, Mississippi.

J. N. Cutrer, Hattiesburg, Mississippi.

W. H. Cochran, Hattiesburg, Mississippi.

C. S. (Skipper) Reed, Hattiesburg, Mississippi.

A. D. Rodgers, Hattiesburg, Mississippi.

[F. R. Doc. 43-14142; Filed, August 30, 1943;
11:39 a. m.]

[Supplementary Order ODT 20A-16]

DAYTONA BEACH, FLORIDA, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20 A (8 F. R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Daytona Beach, Florida, and vicinity, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous

¹ Filed as part of the original document.

movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possession or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-16" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full

force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX I

J. F. Roberts, Daytona Beach, Florida.
Mrs. J. G. Smith, Daytona Beach, Florida.
Walter L. Dobbins, Daytona Beach, Florida.
F. N. Kipp, Daytona Beach, Florida.
H. O. Williams, Daytona Beach, Florida.
C. W. Carr, Daytona Beach, Florida.
Roy A. Ward, Daytona Beach, Florida.
James McHale, Daytona Beach, Florida.
H. Ronald Smith, Daytona Beach, Florida.
Chas. A. Burnsed, Daytona Beach, Florida.
C. L. McLarty, Daytona Beach, Florida.
Fred A. Springer Estate, by W. O. Bascom, Daytona Beach, Florida.
Harold M. Hatfield, Daytona Beach, Florida.
E. L. Budque, Daytona Beach, Florida.
Oscar L. Sanders, Daytona Beach, Florida.

[F. R. Doc. 43-14143; Filed, August 30, 1943;
11:39 a. m.]

[Supplementary Order ODT 20A-17]

OCALA, FLORIDA, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Ocala, Florida, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of

¹ Filed as part of the original document.

any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-17" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director,
Office of Defense Transportation.

APPENDIX I

Charlie Jones, Ocala, Florida.
James Summers, Ocala, Florida.
Albert Gris, Ocala, Florida.
Peter Elliott, Ocala, Florida.
H. C. Rice, Ocala, Florida.
Johnnie Taylor, Ocala, Florida.
H. B. Brown, Ocala, Florida.
Johnnie Cummings, Ocala, Florida.

Bronson S. Shuler, Ocala, Florida.
George Taylor, Ocala, Florida.
Moses Maple, Ocala, Florida.
Cleophas Richard, Ocala, Florida.
Chester Tugerson, Ocala, Florida.
James W. Roberts, Ocala, Florida.
C. T. Kirkland, Ocala, Florida.
Lee Martin, Ocala, Florida.

[F. R. Doc. 43-14144; Filed, August 30, 1943;
11:39 a. m.]

[Supplementary Order ODT 20A-18]

ORLANDO, FLORIDA, AREA

COORDINATED OPERATION OF TAXICABS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Orlando, Florida, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited rep-

representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-18" and, unless otherwise directed, should be addressed to the Division of Local Transport, Office of Defense Transportation, Atlanta, Georgia.

8. This order shall become effective August 30, 1943 and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of August 1943.

JOSEPH B. EASTMAN,
Director.

Office of Defense Transportation.

APPENDIX I

Economy & Yellow Cab, Inc., Orlando, Florida.

City Cab Company, Orlando, Florida.

[F. R. Doc. 43-14145; Filed, August 30, 1943; 11:40 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 27 Under Rev. MPR 161]

WEST COAST LOGS

OVERTIME ADDITIONS

Pursuant to the provisions of § 1381.156 of Revised Maximum Price Regulation No. 161—West Coast Logs, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, it is hereby ordered:

(a) *New authorizations.* The following persons being on a 48-hour week, may

No. 172—13

add to the maximum prices of all logs produced and sold by them, \$1.00 per thousand feet, log scale, on sales made on and after the effective date indicated:

Name and Address:	Effective date
B & W Logging Co., Scio, Oreg.	July 26, 1943
Bosler & Gladson, Hoquiam, Wash.	June 12, 1943
R. J. Buzzard, Winlock, Wash.	June 30, 1943
Clackamas Logging Co., Portland, Oreg.	July 1, 1943
Clark & Logsdon, Mehama, Wash.	June 15, 1943
W. J. Cramp, Sequim, Wash.	May 1, 1943
Franks & Sherin, Sedro Woolley, Wash.	July 1, 1943
Larson Logging Co., Naselle, Wash.	Apr. 15, 1943
Olympic Hardwood Co. (Mill No. 2), Aberdeen, Wash.	June 1, 1943
P & S Logging Co., Sweet Home, Oreg.	May 1, 1943
Puget Sound Plywood, Inc., Tacoma, Wash.	July 1, 1943
Schmand Logging Co., Grays River, Wash.	May 1, 1943
Torden Thomsen, Tacoma, Wash.	June 22, 1943
Wilson Bros. Logging Co., Tacoma, Wash.	July 1, 1943

The following persons being on a 54-hour week, may add to the maximum

prices of all logs produced and sold by them, \$1.50 per thousand feet, log scale, on sales made on and after the effective date indicated:

Name and Address:	Effective date
Beebe Constructors, Inc., Swisshome, Oreg.	May 27, 1943
Loyd McCord, Garibaldi, Oreg.	July 17, 1943
Montgomery Logging Co., Veneta, Oreg.	June 1, 1943
Yew Creek Logging Co., Corvallis, Oreg.	June 15, 1943

(c) The following persons being on a 60-hour week, may add \$2.00 per thousand feet, log scale, to the maximum prices of all logs produced and sold by them, on and after the effective date indicated.

Name and Address:	Effective date
B. O. C. Logging Co., Aberdeen, Wash.	June 1, 1943
F. Boothman Co., Forest Grove, Oreg.	July 10, 1943
J. Jacobin Co., Hamilton, Wash.	June 21, 1943

(d) *Change of status.* The following persons, who have been heretofore authorized to make specific additions, are now authorized to make the following additions, since the number of hours maintained have been changed, effective on the day indicated:

Name	Address	New number of hours	Effective date
Al Clements	Eugene, Oreg.	54	July 12, 1943
Ray Hanson Logging Co.	Nehalem, Oreg.	54	July 1, 1943
Walter F. Kelly	Brinnon, Wash.	54	May 1, 1943
Lyle McNeil Logging Co.	Bellingham, Wash.	48	July 14, 1943
Prouty Lumber & Box Co.	Warrenton, Oreg.	54	July 17, 1943
Western Logging Co.	Portland, Oreg.	54	July 3, 1943

(e) *Cancellations.* The following authorizations are cancelled, and no additions are permitted on sales made on and after the effective date indicated.

Name and address:	Effective date
F. D. Hobi Co., Aberdeen, Wash.	June 1, 1943
Peterman Manufacturing Co., Tacoma, Wash.	July 1, 1943
Wm. H. Schmel & Oscar Larson, Longbranch, Wash.	July 20, 1943
O. A. Schultz, Tillamook, Oreg.	May 1, 1943

(f) *Corrections.* Through error, in Overtime Order No. 25, the name of DuBois Lumber Company was certified, and this name is hereby corrected to read DuBois Logging Company.

This order shall become effective August 30, 1943.

Issued this 28th day of August 1943.

CHESTER BOWLES,
Acting Administrator.

[F. R. Doc. 43-14063; Filed, August 28, 1943; 11:54 a. m.]

LIST OF INDIVIDUAL ORDERS GRANTING ADJUSTMENTS, ETC., UNDER PRICE REGULATIONS

The following orders were filed with the Division of the Federal Register on August 27, 1943.

Order Number and Name

Supp. Order 9, Order 12, Cook Paint and Varnish Co.

MPR 113, Order 4, Amendment 1, North Range Mining Co.

MPR 382, Order 1, Amendment 1, Olean Glass Co.

MPR 220, Order 4, Michael Graboi Co.

Copies of these orders may be obtained from the Office of Price Administration.

ERVIN H. POLLACK,
Head, Editorial & Reference Section.

[F. R. Doc. 43-14080; Filed, August 28, 1943; 2:45 p. m.]

LIST OF INDIVIDUAL ORDERS UNDER PRICE REGULATIONS

The following order was filed with the Division of the Federal Register on August 28, 1943.

Order Number: _____ Name
RMPR 161, Order 27... B & W Logging Co.,
et al.

Copies of this order may be obtained from the Office of Price Administration.

ERVIN H. POLLACK,
Head, Editorial and Reference Section.

[F. R. Doc. 43-14157; Filed, August 30, 1943;
11:45 a. m.]

Regional, State, and District Office Orders.

[Region III Order G-25 Under 18 (c), Amdt. 2]

FLUID MILK IN OHIO

Amendment No. 2 to Order No. G-25 under § 1499.18 (c) of the General Maximum Price Regulation. General order adjusting the maximum prices of approved fluid milk and special milk in the State of Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, § 1351.807 of Maximum Price Regulation No. 280, Order No. G-25 under § 1499.18 (c) of the General Maximum Price Regulation is hereby amended in the following respects:

(a) Paragraph I of Schedule A is amended to read as follows:

I. Adjusted maximum prices for the sale of approved fluid milk at retail or wholesale in the Counties of Butler, Columbiana, Cuyahoga, Hamilton, Lucas, Mahoning, Montgomery, Portage, Stark and Summit, and in the Townships of Colerain, Mead, Pease, Pultney, Richland and York in the County of Belmont; the Townships of Addison, Cheshire, Clay, Gallipolis, Guyan and Ohio in the County of Gallia; the Townships of Bainbridge, Chardon, Chester, Munson and Russell in the County of Geauga; the Townships of Cross Creek, Island Creek, Knox, Saline, Steubenville, Warren and Wells in the County of Jefferson; the Townships of Concord, Kirtland, Mentor, Painsville and Willoughby in the County of Lake; the Townships of Fayette, Hamilton, Perry, Rome, Union and Upper in the County of Lawrence; the Townships of Avon, Avon Lake, Black River, Carlisle, Columbia, Eaton, Elyria, Grafton, LaGrange, Ridgeville and Sheffield in the County of Lorain; the Townships of Brunswick, Granger, Hinckley, Liverpool, Sharon and Wadsworth in the County of Medina; the Townships of Bazetta, Braceville, Brookfield, Champion, Fowler, Hartford, Howland, Hubbard, Liberty, Lordstown, Newton, Southington, Vienna, Warren and Weathersfield in the County of Trumbull; and the Townships of Lake, Perrysburg, and Ross in the County of Wood, all in the State of Ohio.

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	One gallon or multiples thereof	51¢ per gallon.
Retail	Glass or paper	One-half gallon or multiples thereof	28¢ per one-half gallon.
Retail	Glass or paper	One quart or multiples thereof	15¢ per quart.
Retail	Glass or paper	One pint	9¢ per pint.
Retail	Glass or paper	One-half pint	7¢ per one-half pint.
Wholesale	Glass or other	One gallon or multiples thereof	48¢ per gallon.
Wholesale	Glass or paper	One-half gallon or multiples thereof	25¢ per one-half gallon.
Wholesale	Glass or paper	One quart or multiples thereof	13¢ per quart.
Wholesale	Glass or paper	One pint	8¢ per pint.
Wholesale	Glass or paper	One-half pint	4¢ per one-half pint.

(b) Paragraph II of Schedule A is amended to read as follows:

II. Adjusted maximum prices for the sale of approved fluid milk at retail or wholesale in the Counties of Ashtabula and Clark; and in the Township of Miami in the County of Greene; the Townships of Auburn, Burton, Claridon, Hambden, Huntsburg, Middlefield,

Montville, Newbury, Parkman, Thompson, and Troy in the County of Geauga; the Townships of Leroy, Perry and Madison in the County of Lake; the Townships of Bloomfield, Bristol, Farmington, Greene, Gustavus, Johnston, Kinsman, Mecca, Mesopotamia and Vernon in the County of Trumbull, all in the State of Ohio.

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	One gallon or multiples thereof	50¢ per gallon.
Retail	Glass or paper	One-half gallon or multiples thereof	30¢ per one-half gallon.
Retail	Glass or paper	One quart or multiples thereof	14½¢ per quart.
Retail	Glass or paper	One pint	8½¢ per pint.
Retail	Glass or paper	One-half pint	7¢ per one-half pint.
Wholesale	Glass or other	One gallon or multiples thereof	45¢ per gallon.
Wholesale	Glass or paper	One-half gallon or multiples thereof	27¢ per one-half gallon.
Wholesale	Glass or paper	One quart or multiples thereof	12½¢ per quart.
Wholesale	Glass or paper	One pint	7½¢ per pint.
Wholesale	Glass or paper	One-half pint	3¾¢ per one-half pint.

(c) Paragraph III of Schedule A is amended to read as follows:

III. Adjusted maximum prices for the sale of approved fluid milk at retail or wholesale in the Counties of Adams, Allen, Ashland, Athens, Auglaize, Brown, Carroll, Champaign, Clermont, Clinton, Coshocton, Crawford, Delaware, Erie, Fairfield, Fayette, Franklin, Green County (except Miami Township), Guernsey, Hardin, Harrison, Hancock, Highland, Hocking, Holmes, Huron, Jackson, Knox, Licking, Logan, Madison, Marion, Meigs, Miami, Monroe, Morgan, Morrow, Muskingum, Noble, Ottawa, Perry, Pickaway, Pike, Preble, Richland, Ross, Sandusky, Seneca, Scioto, Shelby, Tuscarawas, Union, Vinton, Warren, Washington, Wayne and Wyandot; and in the Townships of Flushing, Goshen, Kirkwood, Somerset, Smith, Union, Warren, Washington, Wayne, and Wheeling in the County of Belmont; the Town-

ships of Green, Greenfield, Harrison, Huntington, Morgan, Perry, Raccoon, Springfield, and Walnut in the County of Gallia; the Townships of Brush Creek, Springfield, Ross, Salem, Wayne, Smithfield and Mt. Pleasant in the County of Jefferson; the Townships of Aid, Decatur, Elizabeth, Lawrence, Mason, Symmes, Washington and Windsor in the County of Lawrence; the Townships of Amherst, Brighton, Brownhelm, Camden, Henrietta, Huntington, Penfield, Pittsfield, Rochester, Russia and Wellington in the County of Lorain; the Townships of Chatham, Guilford, Harrisville, Homer, LaFayette, Litchfield, Medina, Montville, Spencer, Westfield and York in the County of Medina; the Townships of Bloom, Center, Freedom, Grand Rapids, Henry, Jackson, Liberty, Middleton, Milton, Montgomery, Perry, Plain, Portage, Troy, Washington, Webster, and Weston in the County of Wood, all in the State of Ohio.

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	One gallon or multiples thereof	48¢ per gallon.
Retail	Glass or paper	One-half gallon or multiples thereof	26¢ per one-half gallon.
Retail	Glass or paper	One quart or multiples thereof	14¢ per quart.
Retail	Glass or paper	One pint	8¢ per pint.
Retail	Glass or paper	One-half pint	6¢ per one-half pint.
Wholesale	Glass or other	One gallon or multiples thereof	45¢ per gallon.
Wholesale	Glass or paper	One-half gallon or multiples thereof	23¢ per one-half gallon.
Wholesale	Glass or paper	One quart or multiples thereof	12¢ per quart.
Wholesale	Glass or paper	One pint	6½¢ per pint.
Wholesale	Glass or paper	One-half pint	3¾¢ per one-half pint.

(d) Any person who changes his price or prices for the sale of approved fluid milk at retail or wholesale by virtue of the provisions of this amendment shall give notice and report of such change of price in the manner provided in Order No. G-25 under § 1499.18 (c) of the General Maximum Price Regulation as originally issued.

(e) This Amendment No. 2 shall become effective August 1, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued July 29, 1943.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 43-13989; Filed, August 27, 1943;
12:06 p. m.]

[Region IV Gen. Order G-28 Under 18 (c)]

OAK FIREWOOD IN ALBEMARLE, N. C.

General Order G-28 under § 1499.18 (c) of the General Maximum Price Regulation. Adjustment of oak firewood prices in Albemarle, North Carolina.

The Regional Administrator of the Office of Price Administration, Region IV has determined upon his own motion that in his judgment the maximum prices established in § 1499.2 of the General Maximum Price Regulation for the sale or delivery of oak firewood are inadequate to insure a sufficient supply of such firewood to meet the heating requirements in Albemarle, North Carolina and immediate vicinity. The Regional Administrator has ascertained and given due consideration to the increased costs of production and transportation which sellers of oak firewood in Albemarle, North Carolina must incur in order to produce such firewood compared with such cost in March, 1942, and in any earlier months in which such firewood was generally produced in Albemarle, North Carolina. So far as practicable, the Regional Administrator has advised and consulted with sellers of such firewood who will be affected by this order.

In the judgment of the Regional Administrator, the maximum prices established by this order are and will be generally fair and equitable and will adjust maximum prices established under § 1499.2 of the General Maximum Price Regulation to the minimum extent necessary to insure a sufficient supply of oak firewood in Albemarle, North Carolina and immediate vicinity.

Therefore, under the authority vested in the Regional Administrator under § 1499.18 (c), as amended, of the General Maximum Price Regulation, this Regional Order No. G-28 is hereby issued:

(a) *Maximum prices for oak firewood.* On and after July 26, 1943, regardless of any contracts or other obligations, no person shall sell or deliver in Albemarle, North Carolina, and the area within a radius of five miles from the City Hall of Albemarle, North Carolina, any oak firewood at retail higher than the maximum prices set forth below:

(1) The maximum prices for sales or deliveries at retail of oak firewood shall be:

- (i) One cord, \$6.75.
- (ii) One load, \$2.25.

The prices established in this Order include delivery at purchaser's premises and other services incident to the sale of oak firewood customarily performed by the seller in March, 1942.

All credit terms, discounts, allowances and price differentials offered by the seller during March, 1942, shall be maintained.

(b) *Definitions.* When used in this Regional General Order No. G-28, the term:

(1) "Oak firewood" means any mixture of wood of deciduous trees prepared and intended for consumption as fuel of which at least 75 per cent is oak and

which is sawed and split into pieces varying from ten to eighteen inches in length.

(2) "A cord." A cord shall contain 128 cubic feet of wood.

(3) "A load". A load shall contain 42½ cubic feet of wood, when stacked, irrespective of whether or not the wood be stacked or thrown in at random at the time of loading.

(4) All other terms used, unless the context otherwise requires, shall be construed in accordance with § 1499.20 of the General Maximum Price Regulation.

(c) *Records and reports.* (1) Every seller at retail whose maximum prices are established by this order must keep posted at a conspicuous place in his place of business a copy of this order.

(2) Every seller whose maximum prices are established by this order shall keep for inspection by the Office of Price Administration a record of each sale of oak firewood made by him on and after the effective date of this order. Such record must show the date of delivery, the kind and quantity of wood sold, the name of the purchaser and the amount charged for the sale.

(3) Every seller at retail whose maximum prices are established by this order shall deliver to the purchaser with respect to each sale thereof a written bill or invoice which shall contain:

(i) The date on which the sale or contract of sale was made;

(ii) A description of the size, kind, quality, quantity or oak firewood involved in the transaction;

(iii) The price charged; and,

(iv) The following statement: "By Order No. G-28 issued by the Atlanta Regional Office on July 29, 1943 and effective July 26, 1943, the Office of Price Administration established maximum prices for oak firewood sold or delivered in Albemarle, North Carolina, and the area within a radius of five miles from the City Hall of Albemarle, North Carolina, at \$6.75 per cord and at \$2.25 per load, each load to contain 42½ cubic feet of wood when stacked. Copy of said order may be inspected at the place of business of the above named seller."

(d) *Applicability of the General Maximum Price Regulation.* Except as otherwise provided herein, all transactions subject to this order remain subject to all of the provisions of the General Maximum Price Regulation, together with all amendments and supplementary regulations that have been heretofore or may be hereafter issued.

(e) *Revocation of North Carolina Price Order No. 1.* North Carolina Price Order No. 1 is hereby revoked.

(f) This order may be revoked or amended by the Regional Administrator of Region IV of the Office of Price Administration at any time.

This order shall become effective on July 26, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued: July 29, 1943.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 43-13991; Filed, August 27, 1943;
12:07 p. m.]

[Region IV Gen. Order G-29 Under 18 (c)]

FIREWOOD IN ROANOKE RAPIDS, N. C.

General Order G-29 under § 1499.18 (c) of the General Maximum Price Regulation. Adjustment of firewood prices in Roanoke Rapids Township, North Carolina.

The Regional Administrator of the Office of Price Administration, Region IV, has determined upon his own motion that in his judgment the maximum prices established in § 1499.2 of the General Maximum Price Regulation for the sale or delivery of firewood are inadequate to insure a sufficient supply of firewood to meet the requirements in Roanoke Rapids Township, North Carolina. The Regional Administrator has ascertained and given due consideration to the increased cost of production and transportation which sellers of firewood in Roanoke Rapids Township, North Carolina must incur in order to produce firewood compared with such cost in March, 1942, and in any earlier months in which firewood was generally produced in Roanoke Rapids Township, North Carolina. So far as practicable, the Regional Administrator has advised and consulted with sellers of firewood who will be affected by this order.

In the judgment of the Regional Administrator, the maximum prices established by this order are and will be generally fair and equitable and will adjust maximum prices established under § 1499.2 of the General Maximum Price Regulation to the minimum extent necessary to insure a sufficient supply of firewood in Roanoke Rapids Township, North Carolina.

Therefore, under the authority vested in the Regional Administrator under § 1499.18 (c), as amended, of the General Maximum Price Regulation, this Regional Order No. G-29 is hereby issued:

(a) *Maximum prices for firewood.* On and after July 26, 1943, regardless of any contracts or other obligations, no person shall sell or deliver in Roanoke Rapids Township, North Carolina any firewood at retail at prices higher than the maximum prices set forth below:

(1) The maximum prices for sales or deliveries of pine firewood in 4 foot lengths shall be:

- (i) One cord, \$7.50.
- (ii) One half cord, \$3.75.
- (iii) One quarter cord, \$1.90.

(2) The maximum prices for sales or deliveries of pine firewood in lengths from 10 to 20 inches shall be:

- (i) One cord, \$8.00.
- (ii) One half cord, \$4.00.
- (iii) One quarter cord, \$2.00.

(3) The maximum prices for sales or deliveries of oak firewood in 4 foot lengths shall be:

- (i) One cord, \$7.00.
- (ii) One half cord, \$3.50.
- (iii) One quarter cord, \$1.75.

(4) The maximum prices for sales or deliveries of oak firewood in lengths from 10 to 20 inches shall be:

- (i) One cord, \$7.50.
 (ii) One half cord, \$3.75.
 (iii) One quarter cord, \$1.90.

The prices established in this order include delivery at the purchaser's premises and other services incident to the sale of firewood customarily performed by the seller in March, 1942.

All credit terms, discounts, allowances and price differentials offered by the seller during March, 1942, shall be maintained.

(b) *Definitions.* When used in this order the term:

(1) "Pine firewood" means pine wood prepared and intended for consumption as fuel which is sawed and split into either 4 foot lengths or into pieces varying from 10 to 20 inches in length.

(2) "Oak firewood" means any mixture of wood of deciduous trees prepared and intended for consumption as fuel of which at least 75 percent is oak and which is sawed and split into either 4 foot lengths or into pieces varying from 10 to 20 inches in length.

(3) "A cord". A cord shall contain 128 cubic feet of wood.

(4) All other terms used, unless the context otherwise requires, shall be construed in accordance with § 1499.20 of the General Maximum Price Regulation.

(c) *Records and reports.* (1) Every seller at retail whose maximum prices are established by this order must keep posted at a conspicuous place in his place of business a copy of this order.

(2) Every seller whose maximum prices are established by this order shall keep for inspection by the Office of Price Administration a record of each sale of firewood made by him on and after the effective date of this order. Such record must show the date of delivery, the kind and quantity of wood sold, the name of the purchaser and the amount charged for the sale.

(3) Every seller at retail whose maximum prices were established by this order shall deliver to the purchaser with respect to each sale thereof a written bill or invoice which shall contain (1) the date on which the sale or contract of sale was made; (2) a description of the size, kind, quality and quantity of firewood involved in the transaction; (3) the prices charged; and (4) the following statement:

By Order No. G-29 under § 1499.18 (c) of the General Maximum Price Regulation, issued by the Regional Office, Region IV, on July 29, 1943, effective July 26, 1943, the office of Price Administration established maximum prices for firewood sold or delivered at retail in Roanoke Rapids Township, North Carolina, as follows:

- (i) Pine firewood in 4 foot lengths:
 (a) One cord, \$7.50.
 (b) One half cord, \$3.75.
 (c) One quarter cord, \$1.90.
 (ii) Pine firewood in lengths from 10 to 20 inches:

- (a) One cord, \$8.00.
 (b) One half cord, \$4.00.
 (c) One quarter cord, \$2.00.
 (iii) Oak firewood in 4 foot lengths:
 (a) One cord, \$7.00.
 (b) One half cord, \$3.50.
 (c) One quarter cord, \$1.75.

- (iv) Oak firewood sawed in lengths from 10 to 20 inches:
 (a) One cord, \$7.50.
 (b) One half cord, \$3.75.
 (c) One quarter cord, \$1.90.

Copy of said order may be inspected at the place of business of the above named seller.

(d) *Applicability of the General Maximum Price Regulation.* Except as otherwise provided herein, all transactions subject to this order remain subject to all of the provisions of the General Maximum Price Regulation, together with all amendments and supplementary regulations that have been heretofore or may be hereafter issued.

(e) *Revocation of North Carolina Price Order No. 2.* North Carolina Price Order No. 2 is hereby revoked.

(f) This order may be revoked or amended by the Regional Administrator of Region IV of the Office of Price Administration at any time.

This order shall become effective on the 26th day of July 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued: July 29, 1943.

ALEXANDER HARRIS,
 Acting Regional Administrator.

[F. R. Doc. 43-13990; Filed, August 27, 1943;
 12:06 a. m.]

[Region VI Order G-88 Under 18 (c)]

FLUID MILK IN PANA, ILL.

Order No. G-88 under § 1499.18 (c) of the General Maximum Price Regulation. Adjustment of fluid milk prices, for Pana, Illinois.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation; *It is hereby ordered:*

(a) *Maximum prices.* Maximum prices for the sale and delivery of fluid milk in bottles and paper containers at wholesale and retail in the Pana, Illinois area, as hereinafter defined, are hereby established as follows:

	Wholesale	Retail
	Cents	Cents
Regular standard milk & chocolate milk:		
Gallons.....	36	45
Quarts.....	10½	13
Pints.....	6	7
½ Pints.....	3	5
Buttermilk:		
Gallons.....	25	30
Quarts.....	7	9

(b) *Definitions:* For the purposes of this order:

(1) Sales and deliveries shall mean:

(i) All sales and deliveries made within the city limits of Pana, Illinois and all sales by sellers located in Pana, Illinois.

(ii) All sales of fluid milk by any seller at retail at or from an establishment obtaining the major portion of its supply of milk from a seller at wholesale located within Pana, Illinois.

(2) Milk shall mean cows' milk having a butterfat content of not less than 3.2% or the legal minimum established by statute or municipal ordinance, processed, distributed and sold for consumption in fluid form as whole milk.

(3) Sales at wholesale shall for the purposes of this order include all sales to retail stores, restaurants, army camps, prisons, schools, hospitals and other institutions.

(c) Except as otherwise herein provided, the provisions of the General Maximum Price Regulation shall apply.

(d) This order may be revoked, amended or corrected at any time.

This order shall become effective August 2, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of July 1943.

RAYMOND S. McKEOUGH,
 Regional Administrator.

[F. R. Doc. 43-13992; Filed, August 27, 1943;
 12:07 p. m.]

[Region VII Order G-1 Under MPR 154]

ICE IN DENVER, COLO.

Order No. G-1 under Maximum Price Regulation No. 154. Ice. Establishment of specific maximum prices for dealers in Denver, Colorado.

Pursuant to the Emergency Price Control Act of 1942, as amended, and § 1393.8 (e) of Maximum Price Regulation No. 154, and for the reasons set forth in an opinion issued simultaneously herewith, *It is hereby ordered:*

(a) *What this order does.* This order establishes specific maximum prices for ice sold by dealers f. o. b. their loading platforms, docks or places of business in the Denver, Colorado, area.

(b) *Specific maximum prices for ice sold by dealers.* From and after the effective date of this order the maximum price for ice sold by dealers in the Denver, Colorado, area shall be 50¢ per cwt. f. o. b. the dealer's loading platform, dock or place of business.

(c) *Former discounts and differentials need not be maintained.* From and after the effective date of this order it shall not be mandatory upon any dealer in the Denver, Colorado, area to grant, maintain or give discounts, differentials or allowances which he may formerly have maintained or allowed. But any dealer may if he so desires continue to allow such discounts, differentials and allowances and he may sell at a price lower than the maximum price established hereby.

(d) *Denver, Colorado, area defined.* "The Denver, Colorado, area" means all of the area contained within the municipal boundaries of the city and county of Denver and extending a distance of three miles beyond at all points except on the west where said area shall extend to a line drawn north and south through a point three miles east of the most easterly boundary of the municipality of Golden, Colorado.

(e) *Applicability of other regulations.* Except insofar as the same may be in-

consistent with or contradictory of the provisions of this order, all of the terms and provisions of Maximum Price Regulation No. 154 shall remain in full force and effect and be applicable to all ice dealers in the Denver, Colorado, area.

(f) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

(g) *Effective date.* This order shall become effective as of July 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 29th day of July 1943.

ARNOLD E. SCOTT,
Acting Regional Administrator.

[F. R. Doc. 43-13993; Filed, August 27, 1943;
12:08 p. m.]

[Region VIII Order G-25, Under 18 (c),
Amdt. 1]

FLUID MILK IN OREGON AND WASHINGTON

Amendment No. 1 to Order No. G-25 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Fluid milk prices at wholesale and retail in the state of Oregon and certain portions of the state of Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation it is hereby ordered that Order No. G-25 under § 1499.18 (c) as amended of the General Maximum Price Regulation be amended as set forth below:

(a) Paragraph (a) is hereby amended by striking from said paragraph the heading "County of Klamath in the state of Oregon" and the schedule of prices thereunder and substituting in place and stead thereof the following:

COUNTY OF KLAMATH IN THE STATE OF OREGON

	Wholesale	Retail
Quart container.....	\$0.12	\$0.14
Pint container.....	.065	.08
Half pint.....	.04	

This amendment to Order No. G-25 shall become effective upon issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-13995; Filed, August 27, 1943;
12:09 p. m.]

[Region VIII Rev. Order G-1 Under MPR 165
as Amended]

CITRUS FRUIT PACKING IN WEST COAST REGION

Revised Order No. G-1 under Maximum Price Regulation No. 165, as amended—Services.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.114 (d) of Maximum Price Regulation No. 165, as amended, it is hereby ordered that Order No. G-1 under Maximum Price Regulation No. 165 as amended (formerly Order No. 8 under § 114 (d) of Maximum Price Regulation No. 165 as amended) be amended and revised to read in its entirety as follows:

(a) The adjusted maximum price for the service of packing citrus fruits, including related services, but not including canning, sold and supplied by any person located in Region VIII, for all pools opened after May 1, 1943 shall be the sum of the following:

(1) The highest price charged by the seller for the particular service or services during the 1941-1942 season.

(2) The increase in direct labor costs and direct material costs in rendering the service or services during the current season over such costs during the 1941-1942 season.

(3) The increase in incidental and overhead costs over the incidental and overhead costs allocated to the same unit of service during the 1941-1942 season using the same method of charging and allocating such costs as was used during the 1941-1942 season: *Provided, however,* That this item shall not include any increase in the total amount of executives' salaries or bonuses charged to the particular service.

(b) Any seller whose records, prior to the date of this order, have been lost or destroyed, and who as a consequence cannot determine the increase in costs mentioned in paragraph (a) above, shall determine his adjusted maximum price by adding to the highest price charged by him, during the 1941-1942 season for the particular service, the same increased costs added by his closest competitor of the same class who has determined an adjusted maximum price under paragraph (a) above for the same service.

(c) The adjusted maximum price for a service which was not performed by a particular seller during the 1941-1942 season shall be the adjusted maximum price established under paragraph (a) or (b) above, for the same service by his most closely competitive seller of the same class.

(d) A seller may estimate his adjusted maximum price upon the above basis and announce at the start of the particular season a tentative "retain", or charge; but no payment shall be made or received in excess of the adjusted maximum price established by paragraphs (a), (b) or (c) above.

(e) Any seller taking advantage of the provisions of this order shall, within 30 days after the close of the particular season, prepare a signed statement, and keep it available for inspection by the Office of Price Administration at any time, showing the following:

(1) A description of the particular service;

(2) The highest price charged during the 1941-1942 season by the seller;

(3) The seller's adjusted maximum price determined under the provisions of this order;

(4) The increase in direct labor, direct material costs, and incidental and overhead costs, in rendering the service during the current season, over such costs during the 1941-1942 season: *Provided, however,* That if the seller has determined his adjusted maximum price under paragraphs (b) or (c) above he shall set forth the name and address of his closest competitor of the same class and in addition, if paragraph (b) above is used, the competitor's increase in costs over the 1941-1942 season in rendering the particular service.

(f) *Definitions.* (1) "Direct material costs" as herein used means costs of materials, not to exceed the applicable maximum prices, used directly in performing the service, and does not include, for instance, cost of plant improvements or repairs.

(2) "Direct labor costs" as herein used means wages paid employees performing services directly in the matter of the packing, drying, dehydrating and related services, and does not include, for instance, salaries of executives, office employees or employees engaged in plant repair and maintenance. The portion of any wage paid in excess of that permitted by existing law shall not be used in the calculation.

(3) "Incidental and overhead costs" as herein used, means indirect costs such as drayage, insurance, rent, power, administration and similar items of expense, but does not include any element of profit, dividends or other proprietary gain.

(4) "1941-1942 season" as herein used means any period during the year beginning May 1, 1941, and ending April 30, 1942.

(5) "Region VIII" as herein used means the states of California, Washington, Nevada, Oregon, except Malheur and Harney Counties, and Arizona, except those portions of Coconino County and Mohave County lying North of the Colorado River; and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(g) This order may be revoked, amended or corrected at any time.

This order shall become effective upon its issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of July 1943.

L. F. GENTNER,
Actg. Regional Administrator.

[F. R. Doc. 43-13994; Filed, August 27, 1943;
12:08 p. m.]

[Region VIII Order G-5 Under MPR 280]

FOOD PRODUCTS IN SAN FRANCISCO AREA, CALIF.

Order No. G-5 under Maximum Price Regulation No. 280. Maximum prices for specific food products.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.807 of Maximum Price Regulation No. 280 as amended, *It is hereby ordered:*

(a) The maximum price for sales of fluid cream sold and delivered at wholesale other than in glass or fibre containers to stores, hotels, restaurants, and institutions in the city and county of San Francisco in the state of California shall be the seller's maximum price, as determined under § 1351.807 of Maximum Price Regulation No. 280 as amended, or the adjusted maximum price specified below, whichever is higher:

(1) For sales of fluid cream which has customarily been sold on an "overage" basis delivered to the buyer's customary receiving point, the adjusted maximum price shall be \$1.60 per gallon.

(b) *Definitions.* "Fluid cream which has customarily been sold on an 'average' basis" means fluid cream whose price has customarily been computed by adding a premium to the market price of butter.

(c) This order may be revoked, amended or corrected at any time. This order shall become effective upon issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-13998; Filed, August 27, 1943;
12:09 p. m.]

[Region VIII Rev. Order G-6 under MPR 329]
FLUID MILK IN DESIGNATED COUNTIES OF ARIZONA

Revised Order No. G-6 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329: *It is hereby ordered,* That Order No. G-6 under Maximum Price Regulation No. 329 be amended and revised so as to read in its entirety as follows:

(a) The maximum price delivered to the purchaser's plant at which any person whose place of business is located in the counties of Maricopa, Pinal, Pima, Graham and Yuma in the State of Arizona, may purchase milk from a producer for resale for human consumption as fluid milk, except as provided in paragraph (c) below, shall be the purchaser's previous maximum price for such producer as determined under Maximum Price Regulation No. 329 or the adjusted maximum price as specified below, whichever is higher.

(1) For purchases of milk on a milk fat basis by purchasers whose plants are located in Maricopa or in Pinal Counties,

the adjusted maximum price shall be \$.90 per pound milk fat.

(2) For purchases of milk on a milk fat basis by purchasers whose plants are located in Pima County, the adjusted maximum price shall be \$.99 per pound milk fat for non-mechanically refrigerated milk and \$1.04 per pound milk fat for mechanically refrigerated milk.

(3) For purchases of milk by purchasers whose plants are located in Maricopa, Pinal, Pima, Graham and Yuma Counties, on a gallon basis the adjusted maximum price shall be the purchaser's previous maximum price as determined under Section 1351.402 of Maximum Price Regulation No. 329, plus \$.02 per gallon.

(b) For purchases from producers of milk f. o. b. producer's dairy, the adjusted maximum price shall be the price determined under the applicable provision of paragraph (a) above, minus an allowance for transporting the milk from the producer's dairy to the purchaser's plant computed as follows:

(1) Where the milk is transported by means of a carrier not operated or controlled by either the producer or the purchaser, the transportation allowance shall be equal to the amount actually paid to the carrier for the transportation service.

(2) Where the milk is transported by means of facilities operated or controlled by the purchaser, the transportation allowance shall not be less than the amount which the purchaser charged the same producer for the same transportation service in January, 1943.

(3) If the transportation allowance cannot be computed under the foregoing sub-paragraphs the transportation allowance shall not be less than the amount which the purchaser allowed a producer for the same or a similar haul during January, 1943, and in no event shall said allowance be less than \$.03 per pound milk fat if milk is purchased on a milk fat basis and \$.01 per gallon if milk is purchased on a gallon basis.

(c) Anything in paragraphs (a) and (b) to the contrary notwithstanding, the maximum price at which any person whose place of business is located in any of the localities enumerated in this order, may purchase milk from a producer who, during the period July 1 to July 15, 1943, sold milk to another purchaser for resale for human consumption as fluid milk, shall not exceed that amount per pound milk fat or per gallon, whichever is applicable, which will net the producer the same return f. o. b. his dairy which he realized from the purchaser to whom he sold milk during said period.

(d) *Definitions.* (1) "Fluid milk" means liquid cows' milk in a raw, unprocessed state meeting the minimum health and sanitary requirements specified by state and local health agencies, which is purchased for resale for human consumption as fluid milk. "In a raw, unprocessed state" means unpasteurized and not sold and delivered in glass or paper containers.

(2) "Person" means an individual, corporation, partnership, corporate as-

sociation of producers, or any other organized group of persons, legal successor, or representative of any of the foregoing.

(3) "Producer" means a farmer, or other person or representative, who owns, superintends, manages, or otherwise controls the operations of a farm on which milk is produced. Farmer's Cooperatives are producers, when (1) they do not own or lease physical facilities for receiving, processing, or distributing milk, and (2) they do not own or lease physical facilities for receiving, processing, or distributing milk, but they act as selling agents for producers whether members or not.

(4) "Purchaser" means any person who buys fluid milk from producers for resale for human consumption as fluid milk.

(5) Where the producer has customarily placed milk to be picked up by purchasers at a platform or other pickup point at or near his dairy, the term "f. o. b. producer's dairy" shall mean placed at such point.

(6) "Non-mechanically refrigerated milk" means water-cooled milk, ice-cooled milk, or milk which is cooled by means other than by mechanical refrigeration.

This revised order shall become effective August 15, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-13997; Filed, August 27, 1943;
12:09 p. m.]

[Region VIII Order G-12 Under MPR 329, Amdt. 1]
FLUID MILK IN CLATSOP COUNTY, OREGON

Amendment No. 1 to Order No. G-12 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329, Order No. G-12 under Maximum Price Regulation No. 329 is hereby amended as follows:

(a) Paragraph (a) (1) is hereby amended by striking from said paragraph the words "Clatsop County" and the accompanying maximum price and substituting therefor the following:

Clatsop County—except the city of	
Astoria	\$0.85
City of Astoria	.90

This amendment shall become effective upon issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-13996; Filed, August 27, 1943;
12:09 p. m.]

[Region IV Order G-5 Under Rev. MPR 122]

SOLID FUELS IN CHARLOTTE, N. C.

Order No. G-5 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels in the city of Charlotte, in the state of North Carolina.

Pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and for reasons stated in the opinion issued herewith, it is ordered:

(a) *What this order does.* (1) This order establishes maximum prices for sales of specified solid fuels made within the corporate limits of Charlotte in the state of North Carolina. These are the highest prices that any dealer may charge when he delivers any of such fuel at or to a point in the city of Charlotte in the state of North Carolina; they are also the highest prices that any buyer in the course of trade or business may pay for them.

(2) This order contains a price schedule applicable to sales of Pennsylvania anthracite, low volatile and high volatile bituminous coal from District Nos. 7 and 8, respectively.

(b) *What this order prohibits.* Regardless of any obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-5 but less than maximum prices may at any time be charged, paid, or offered,

(2) Obtain a higher than maximum price by

(i) Charging for a service which is not expressly requested by the buyer and which is not specifically authorized by this Order.

(ii) Charging a price higher than the schedule price for a service,

(iii) Making any charge for the extension of credit,

(iv) Using any tying agreement or making any requirement that anything other than the fuel requested by the buyer be purchased by him, or

(v) Using any other device by which a higher than maximum price is obtained, directly or indirectly.

(c) *Price schedule; sales on a "direct delivery or domestic" basis.* (1) *Retail sales.* The price schedule sets forth maximum prices for retail sales of specified sizes, kinds and quantities of solid fuels delivered to consumers at any point within the corporate limits of the city of Charlotte in the state of North Carolina.

PENNSYLVANIA ANTHRACITE, BRIQUETTES AND COKE

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Pa. Anthracite nut.....	\$18.50	\$9.50	\$4.93
Briquettes.....	11.50	6.00	3.18
Alabama coke.....	11.65	6.08	3.22

LOW VOLATILE BITUMINOUS COAL FROM DISTRICT NO. 7

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Egg.....	\$10.80	\$5.65	\$3.00
Stove size (jr. egg).....	10.55	5.53	2.94
Nut size.....	9.80	5.15	2.75
Pea size stoker.....	9.50	5.00	2.68
Domestic run-of-mine (screened).....	9.60	5.05	2.70
Straight run-of-mine.....	9.40	4.95	2.65

HIGH VOLATILE COAL FROM DISTRICT NO. 8

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Lump.....	\$10.10	\$5.30	\$2.88
Egg.....	9.75	5.13	2.74
Stoker.....	9.55	5.03	2.69
Domestic run-of-mine (screened).....	8.80	4.65	2.50
Nut and slack.....	8.80	4.65	2.50

(2) *Sale of coal in sacks.* Dealer may charge not more than 70 cents for 100 lb. sack of any kind of coal listed in the above schedule or more than 60 cents if said sack is picked up at dealer's yard by purchaser.

(3) *Maximum authorized service charges and deductions.*

(i) *Carry or wheel service.* If buyer requests such service the dealer may charge not more than 50 cents per ton for such service.

(ii) *Carry up or down stairs.* If buyer requests such service the dealer may charge not more than \$1.00 per ton for such service.

(iii) *Sacking.* Dealer may not charge more than five cents per sack for service of sacking coal in sales of one ton or more.

(iv) *Yard sales.* When the buyer picks up coal at the dealer's yard the dealer must reduce the domestic price \$1.00 per ton.

(v) *Quantity.* When buyer purchases forty tons or more per year in less-than-carload deliveries the dealer must reduce the domestic price \$1.00 per ton. On carload sales the dealer must reduce the domestic price \$1.50 per ton.

(vi) *Sales tax.* The state sales tax of 3% may be added to the price shown in Price Schedule I.

(vii) *Credit.* Prices listed in schedule above are for terms of 30 days net on coal sold in quantities of one or more tons. If payment is made in cash or within 15 days from delivery the dealer shall reduce the prices herein set out 50 cents per ton.

(d) *Ex parte 148 freight rate increase; transportation tax.* (1) *The freight rate increase.* Since the ex parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, the dealer's freight rates are the same as those of December 1941. Therefore, no dealer may increase any schedule price on account of freight rates.

(2) *The transportation tax.* Only the transportation tax imposed by Section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order provided the dealer states it separately from the price on the statement given to the buyer under paragraph (n) (2). But no part of that tax may be collected in addition to the maximum price on sales of quar-

ter-ton or lesser quantities or on sales of any quantity of bagged coal.

(e) *Addition of increase in supplier's prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Administrator.

(f) *Petitions for amendment.* Any person seeking an amendment to this order may file a petition for amendment in accordance with Revised Procedural Regulation No. 1 except that the petition shall be filed with the Regional Administrator and acted upon by him.

(g) *Power to amend or revoke.* The Price Administrator or Regional Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(1) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing and registration provisions of sections 15 and 16 of the General Maximum Price Regulation. sections 15 and 16 provide, in brief, that a license is required of all persons selling at retail commodities for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license, but a dealer may later be required to register. The license may be suspended for violation in connection with the sale of any commodity for which maximum prices are established. If a dealer's license is suspended, he may not sell any such commodity during the period of suspension.

(h) *Records and reports.* Every dealer subject to this order shall preserve, keep and make available for examination by the Office of Price Administration, the same records he was required to preserve and keep under § 1340.262 (a) and (b) of Regulation No. 122.

It is not necessary that these maximum prices be filed with the War Price and Rationing Boards.

(i) *Posting of maximum prices; sales slips and receipts.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall, within thirty days after the date of delivery of the fuel, give to the buyer a statement showing: the date of the sale, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, the price charged and separately stating, any item which is required to be separately stated by this order. This paragraph (n) (2) shall not apply to sales of quanti-

ties of less than one-quarter ton or to sales of bagged coal unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December 1941 customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size and quantity of the solid fuel sold to him or the price charged, the dealer shall comply with the buyer's request as made by him.

(j) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Charlotte, North Carolina, District Office of the Office of Price Administration.

(k) *Definitions and explanations.* When used in this Order No. G-5 the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor representative of any of the foregoing, and includes the United States, any other government, or any agency or subdivision of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The term "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

"Direct delivery" of bagged fuel or any fuel in quarter ton or lesser lots always means delivery to the buyer's storage space.

(5) "Carry" and "wheel" and "carry up or down stairs" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, sack or stairs or otherwise from the seller's truck or from the point of discharge therefrom when made in the course of "direct delivery".

(6) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard or at any place other than his truck.

(7) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified

by the Bituminous Coal Division and as in effect at midnight August 23, 1943.

(8) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the State of Pennsylvania.

(9) "High volatile bituminous coal" and "low volatile bituminous coal" refers to coal produced in certain sections of the producing districts specified herein.

(10) "Lump, egg, stove, stoker, etc." sizes of bituminous coal refer to the size of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior and in effect (or established) as of midnight August 23, 1943, except that "domestic run-of-mine" and "straight run-of-mine" shall be that size sold as such by the dealer.

(11) "Alabama coke" is coke produced by any process in the State of Alabama but shall not include byproduct foundry and blast furnace coke.

(12) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.355 and 1340.266 of Regulation No. 122 shall apply to terms used herein.

(1) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable, the provisions of this Order supersede Revised Maximum Price Regulation No. 122.

This order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G-5 shall become effective September 1, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 8781; E.O. 9328, 8 F.R. 4681)

Issued August 28, 1943.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 43-14065; Filed, August 28, 1943; 11:57 a. m.]

[Region IV Order G-6 Under Rev. MPR 122]

FUELS IN SAVANNAH, GA.

Order No. G-6 under § 1340.260 of Revised Maximum Price Regulation No. 122—Solid fuels sold and delivered by dealers. Maximum prices for solid fuels in the city of Savannah, in the state of Georgia.

Pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and for reasons stated in the opinion issued herewith, It is ordered:

(a) *What this order does.* (1) This order established maximum prices for sales of specified solid fuels made within the corporate limits of Savannah in the state of Georgia. These are the highest prices that any dealer may charge when he delivers any of such fuel at or to a point in the city of Savannah in the state of Georgia; they are also the high-

est prices that any buyer in the course of trade or business may pay for them. Special provisions are included for deliveries made outside of the corporate limits of Savannah and into the County of Chatham, Georgia.

(2) This order contains a price schedule applicable to sales of high volatile bituminous coal from District No. 8.

(b) *What this order prohibits.* Regardless of any obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-6 but less than maximum prices may at any time be charged, paid, or offered,

(2) Obtain a higher than maximum price by

(i) Charging for a service which is not expressly requested by the buyer and which is not specifically authorized by this Order.

(ii) Using any tying agreement or making any requirement that anything other than the fuel requested by the buyer be purchased by him, or

(iii) Using any other device by which a higher than maximum price is obtained, directly or indirectly.

(c) *Price schedule, sales on a "direct delivery or domestic" basis.*—(1) *Retail sales.* The price schedule sets forth maximum prices for retail sales of specified sizes, kinds and quantities of solid fuels delivered to consumers at any point within the corporate limits of the city of Savannah, in the state of Georgia.

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT NO. 8

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Egg.....	\$10.70	\$5.60	\$2.93
Lump.....	11.20	5.85	3.05
Stoker.....	8.70	4.60	2.43
Nut and slack.....	7.20	3.85	2.05
Run-of-mine.....	9.50	5.00	2.63

(2) *Sale of coal in sacks.* Dealer may charge not more than 75 cents for 80 lb. sack of any kind of coal—including sack—listed in the above schedule.

(3) *Maximum authorized service charges and deductions.*

(i) *Carry or wheel service.* If buyer requests such service the dealer may charge not more than 50 cents per ton for such service.

(ii) *Yard sales.* When the buyer picks up coal at the dealer's yard the dealer must reduce the domestic price \$1.00 per ton.

(iii) *Credit.* Prices listed in the schedule above are for terms of 30 days net.

(iv) *Delivery charges; for deliveries of coal beyond the city limits of Savannah, Georgia, in the county of Chatham.* On deliveries from Savannah, Georgia, beyond the corporate limits of the city of Savannah and within the county of Chatham, in the state of Georgia, dealer may make an additional charge of not more than ten cents per mile per ton for each mile beyond the corporate limits of the city of Savannah, with a minimum charge of fifty cents per ton for such deliveries.

(d) *Ex parte 148 freight rate increase: transportation tax.* (1) *The freight rate increase.* Since the ex parte 148 freight

rate increase has been rescinded by the Interstate Commerce Commission, the dealer's freight rates are the same as those of December 1941. Therefore, no dealer may increase any schedule price on account of freight rates.

(2) *The transportation tax.* Only the transportation tax imposed by Section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order provided the dealer states it separately from the price on the statement given to the buyer under paragraph (n) (2). But no part of that tax may be collected in addition to the maximum price on sales of quarter-ton or lesser quantities or on sales of any quantity of bagged coal.

(e) *Addition of increase in supplier's prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Administrator.

(f) *Petitions for amendment.* Any person seeking an amendment to this order may file a petition for amendment in accordance with Revised Procedural Regulation No. 1 except that the petition shall be filed with the Regional Administrator and acted upon by him.

(g) *Power to amend or revoke.* The Price Administrator or Regional Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(1) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing and registration provisions of Sections 15 and 16 of the General Maximum Price Regulation. Sections 15 and 16 provide, in brief, that a license is required of all persons selling at retail commodities for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license, but a dealer may later be required to register. The license may be suspended for violation in connection with the sale of any commodity for which maximum prices are established. If a dealer's license is suspended, he may not sell any such commodity during the period of suspension.

(h) *Records and reports.* Every dealer subject to this order shall preserve, keep and make available for examination by the Office of Price Administration, the same records he was required to preserve and keep under § 1340.262 (a) and (b) of Regulation No. 122.

It is not necessary that these maximum prices be filed with the War Price and Rationing Boards.

(i) *Posting of maximum prices: sales slips and receipts.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the

purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall, within thirty days after the date of delivery of the fuel, give to the buyer a statement showing: the date of the sale, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, the price charged and separately stating, any item which is required to be separately stated by this order. This paragraph (n) (2) shall not apply to sales of quantities of less than quarter-ton or to sales of bagged coal unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December 1941 customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size and quantity of the solid fuel sold to him or the price charged, the dealer shall comply with the buyer's request as made by him.

(j) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Savannah, Georgia District Office of the Office of Price Administration.

(k) *Definitions and explanations.* When used in this Order No. G-6 the term

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor representative of any of the foregoing, and includes the United States, any other government, or any agency or subdivision of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

"Direct delivery" of bagged fuel or any fuel in quarter ton or lesser lots always means delivery to the buyer's storage space.

(5) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, sack or otherwise from the seller's truck or from the point of discharge therefrom when made in the course of "direct delivery".

(6) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard or at any place other than his truck.

(7) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified by the Bituminous Coal Division and as in effect at midnight August 23, 1943.

(8) "High volatile bituminous coal" refers to coal produced in certain sections of the producing districts specified herein.

(9) "Lump, egg, stove, stoker, etc." sizes of bituminous coal refer to the size of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior and in effect (or established) as of midnight August 23, 1943, except that "run-of-mine" shall be that size sold as such by the dealer.

(10) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.355 and 1340.266 of Regulation No. 122 shall apply to terms used herein.

(1) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

This order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G-6 shall become effective September 1, 1943.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 8781; E.O. 9328, 8 F.R. 4681)

Issued August 28, 1943.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 43-14064; Filed, August 28, 1943;
11:55 a. m.]

[Region VI Order G-3 Under MPR 165,
Amdt. 1]

HAND LAUNDRY SERVICES IN CHICAGO, ILL.

Amendment No. 1 to General Order No. G-3 under Maximum Price Regulation No. 165, as amended—Services. Adjusted prices for hand laundries in the Chicago metropolitan area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.114 (d) of Maximum Price Regulation No. 165, as amended—Services, It is hereby ordered as follows:

(a) The expiration date of General Order No. G-3 under Maximum Price Regulation No. 165, as amended—Services issued April 29, 1943 is extended indefinitely until it is revoked or superseded at any time hereafter either by special order or by any maximum price regulation issued hereafter or by any supplement or amendment hereafter issued as to any price regulations, the provisions of which may be contrary to the order.

(b) This amendment No. 1 to Order No. G-3 shall become effective July 31, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 30th day of July 1943.

RAYMOND S. McKEOUGH,
Regional Administrator.

[F. R. Doc. 43-14066; Filed, August 28, 1943;
11:59 a. m.]

[Region VII Order G-7 Under Rev. MPR 122]

FUELS IN GREELEY, COLO.

Order No. G-7 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for certain solid fuels sold and delivered by dealers in the Greeley trade area.

Pursuant to the Emergency Price Control Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in an opinion issued simultaneously herewith, *It is hereby ordered:*

(a) *Geographical applicability.* This order shall apply to all of the area contained within the municipal boundaries of the city of Greeley, Colorado. The above described area is referred to herein as the "Greeley Trade Area."

(b) *What this order does.* If you are a dealer in bituminous and/or subbituminous coal, you will find set forth in this order the maximum prices which you may charge for sales and deliveries made by you from your place of business in the Greeley trade area; and if you are a purchaser in the course of trade or business, the prices set forth herein are the maximum prices which you may pay any coal dealer in the Greeley trade area for the kinds, sizes and quantities of coal specified herein when purchased at his place of business in the Greeley trade area.

(c) *To what sales this order applies.* If you sell coal of the kind specified herein and make delivery thereof to any person within the Greeley trade area, the maximum prices which you may charge therefor and the customary discounts and allowances which you must give are those set forth in this order.

(d) *Specific maximum delivered prices.* (1) If you sell and deliver in the Greeley trade area any one or more of the kinds and sizes of coal named in Table I set forth below, your maximum prices therefor are those specified in said Table I.

TABLE I

Kind	Size	Price per net ton	
		ton	½ ton
Bituminous coal produced in District 17's sub-district 1, Walsenburg.	#6-8 x 1½ grate.	\$9.75	\$5.15
Sub-district 4, Oak Hills.	#3-2½ lump or egg.	9.75	5.15
Sub-bituminous coal produced in District 16, in:			
Sub-districts #1 and #2—Louisville & Lafayette.	#2-8" lump.	7.45	4.00
Sub-district #1—Louisville.	#3, #5, and #6-2½ lump, 2½ x 8 egg, and 2½ x 4 nut.	6.80	3.65
Sub-district #6—Erie.	#2, #3 and #5-8" lump, 2½ lump, and 2½ x 8 egg.	6.25	3.40
	#8-2½ x 1½ nut.	5.75	3.15
	#9-1½ x ¾ pea.	4.80	
	#10-2½ x 0 slack.	4.15	
	#11-1½ x 0 slack.	4.05	
All sub-districts of District 16.			

* Pea and slack prices per net ton are based on loads of 2 tons or more. For delivery of less than 2 tons add 25¢ to the above pea and slack per net ton price.

(2) If in connection with a sale and delivery of coal made by you in the Greeley trade area you at the request of the purchaser wheel the coal in because the conditions will not permit unloading directly into the bin, you may make a maximum charge of 50¢ per ton, or 35¢ per half-ton, for such service. And if at the request of the purchaser you perform a "pull-back" or "trimming" service in order to fill the bin approximately to capacity, the maximum charge which you may make for such service is 25¢ per ton, or 15¢ per half ton. And if, in addition to the

services hereinabove specified, you at the request of the purchaser perform any other special labor service, the maximum price which you may charge for such special service shall be at the rate of 60¢ per man hour of labor furnished. If at the request of the purchaser you give the coal an oil or chemical treatment, the maximum price which you may charge for such service is 25¢ per ton, or 15¢ per half ton.

(3) If you sell coal at your yard, your maximum prices for the kinds and sizes of bituminous and sub-bituminous coal are as set forth below in Table II.

TABLE II

Kind	Size	Price per net ton	
		To dealers	To others
Sub-bituminous coal produced in District 16, in:	#2-8" lump.	\$6.45	\$6.95
Sub-districts #1 and #2—Louisville & Lafayette.	#3, #5 and #6-2½ lump, 2½ x 8 egg, and 2½ x 4 nut.	5.80	6.30
Sub-district #1—Louisville.	#2, #3 and #5-8" lump, 2½" lump, and 2½ x 8 egg.	5.25	5.75
Sub-district #6—Erie.	#8-2½ x 1½ nut.	5.00	5.50
	#9-1½ x ¾ pea.	4.30	4.30
	#10-2½ x 0 slack.	3.65	
	#11-1½ x 0 slack.	3.55	
All sub-districts of District 16.			

(e) *When Federal transportation tax may be collected.* If on any purchase of coal made by you you are required to pay the Federal transportation tax imposed by section 620 of the Revenue Act of 1942, you may, in addition to the specific maximum prices established in subparagraphs (1), (2), and (3) of paragraph (d) hereof, collect from the buyer the amount of such tax actually incurred and paid by you, or an amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased, provided you state separately on your sales invoice, slip, ticket or other memorandum, the amount of such Federal tax so collected by you.

(f) *Applicability of other regulations.* Except as inconsistent with or contradictory of the terms and provisions of this order, all of the terms and provisions of Revised Maximum Price Regulation No. 122, except paragraph (c) of § 1340.262 thereof, shall apply to all dealers selling and delivering coal in the Greeley trade

area with like force and effect as though the same were re-written herein. If you sell solid fuel of a kind or size not specifically priced by this order, all such sales and deliveries remain subject to the provisions of Revised Maximum Price Regulation No. 122.

(g) *What you must not do.* Regardless of any contract or other obligation which you may have heretofore entered into, you shall not: (1) Sell, or in the course of trade or business, buy bituminous or subbituminous coal of the kinds and sizes covered by this order at prices higher than the maximum prices set forth herein; but you may sell or buy such coal at lower prices than such maximum prices.

(2) Obtain any prices higher than the applicable maximum prices by:

(i) Changing or withdrawing your customary discounts, differentials or allowances;

(ii) Charging for any service which is not expressly requested by the buyer; or

(iii) Charging for any service for which a charge is not specifically authorized by this order; or

(iv) Charging a price for any service higher than the price authorized by this order for such service; or

(v) Increasing your delivery charges, if any, for delivery outside the Greeley trade area, or increasing any interest rate on delinquent and past-due accounts over the rate or charge made by you in December 1941; or

(vi) Using any tying agreement whereby the buyer is required or persuaded to purchase anything other than the fuel requested by him; or

(vii) Using any other device by which a price higher than your maximum price is obtained either directly or indirectly.

(h) *An increase in your supplier's prices does not authorize you to increase your prices.* You must not increase the specific maximum prices established for you by this order to reflect in whole or in part any subsequent increase to you in your supplier's maximum prices for the fuel covered by this order. These specific maximum prices established for you by this order reflect all of the increases in the maximum prices of your supplier to the date hereof. If increase in your supplier's maximum prices shall occur after the effective date of this order, you may bring that fact to the attention of the Regional Administrator whereupon he will take such appropriate action in the premises as the then existing facts and circumstances justify.

(i) *Adjustable pricing.* You may not make a price adjustable to a maximum price which becomes effective at some time after you have made delivery of the coal; but you may agree to sell at whatever maximum price is in effect at the time of delivery.

(j) *Petition for amendment.* If you desire an amendment of any provisions of this order, you may file a petition therefor with the Regional Administrator and in accordance with the provisions of Revised Procedural Regulation No. 1.

(k) *Definitions.* (1) "Carry" or "wheel-in" means to transport coal from the vehicle in which delivery is made and place the same in the buyer's bin or storage space when the physical condition of the premises are such as to prevent dumping or unloading directly into such bin or storage space.

(2) "Pull-back" or "trimming" means to arrange and place coal in the buyer's bin by re-handling the same for the purpose of filling the bin to capacity.

(3) "Direct delivery" means delivery to the buyer's bin or storage space by dumping, chuting, or shoveling directly from the seller's truck or vehicle.

(4) "Yard sales" mean sales accompanied by physical transfer to the buyer's truck or vehicle at the seller's coal yard or stock pile.

(5) "Dealer" means any person selling bituminous or sub-bituminous coal of any kind or size for which a maximum price is established by this order for sales made in the Greeley trade area and does not include transactions whereby a producer or distributor makes

a sale at or from a mine or preparation plant operated as an adjunct of a mine.

(6) "Bituminous coal" means coal produced in District 17 and any sub-district thereof as set forth in the minimum price schedules of the Bituminous Coal Division of the Department of the Interior.

(7) "Sub-bituminous coal" means coal produced in District 16 and any sub-district thereof as set forth in the minimum price schedules of the Bituminous Coal Division of the Department of the Interior. This "sub-bituminous coal" produced in District 16 is commonly referred to as "lignite."

(l) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

(m) *Effective date.* This order shall become effective as of July 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 30th day of July 1943.

ARNOLD E. SCOTT,
Acting Regional Administrator.

[F. R. Doc. 43-14067; Filed, August 28, 1943;
11:59 a. m.]

[Region VIII Order G-3 Under MPR 165,
Amdt. 2]

LAUNDRY SERVICES IN LOS ANGELES, CALIF.

Amendment No. 2 to Order No. G-3 under Maximum Price Regulation No. 165 as amended—Services.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.114 (d) of Maximum Price Regulation No. 165 as amended, *It is hereby ordered*, That Order No. G-3 under Maximum Price Regulation No. 165 as amended be amended in the following particulars:

Paragraph (d) (2) is amended to read as follows:

(2) "Power laundries" includes all establishments offering laundry services for sale, except hotels and apartment houses offering, in their own names as principals, laundry services primarily to their own guests, and except hand laundries. "Hand laundries" shall include any establishment where laundry is not washed on its premises by means of power machinery. Laundry agencies are bound by the prices of the principals they represent. Establishments excepted from this order remain subject to the provisions of Maximum Price Regulation No. 165, as amended—Services.

This amendment shall become effective upon its issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14070; Filed, August 28, 1943;
12:01 p. m.]

[Region VIII Order G-4 Under MPR 165,
Amdt. 2]

FRUIT PACKING, ETC., SERVICES IN WASHINGTON

Amendment No. 2 to Order No. G-4 under Maximum Price Regulation No. 165 as amended—Services.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.114 (d) of Maximum Price Regulation No. 165 as amended, *It is hereby ordered*, That Order No. G-4 under Maximum Price Regulation No. 165 as amended be amended in the following particulars:

The portion of paragraph (a) which precedes subparagraph (1) thereof is amended to read as follows:

(a) The adjusted maximum price for the service of cleaning seed and for the service or services of packing, drying and dehydrating fruits (except citrus fruit and except apples and pears grown in Chelan, Okanogan, Douglas and Grant Counties in the State of Washington), vegetables, or rice, including related services, but not including canning, sold and supplied by any person located in Region VIII, shall be the sum of the following:

This amendment shall become effective upon its issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14069; Filed, August 28, 1943;
12:00 p. m.]

[Region VIII Order G-17 Under MPR 329]

FLUID MILK IN MOSES LAKE, WASHINGTON

Order No. G-17 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration under § 1351.408 of Maximum Price Regulation No. 329, *It is hereby ordered*:

(a) The adjusted maximum price f. o. b. producer's dairy at which any person whose place of business is located in the city of Moses Lake in the state of Washington may purchase milk from producers shall be \$0.80 per pound milk fat.

(b) *Definitions.* (1) The term "City of Moses Lake" shall include the territory within a radius of three miles from the corporate limits of said city.

(2) All other terms used in this order shall have the same meaning as in Maximum Price Regulation No. 329 unless the context clearly requires otherwise.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective upon issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 31st day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14068; Filed, August 28, 1943;
12:00 p. m.]

[Region VIII Order G-25 Under 18c, Amtd. 2]

FLUID MILK IN OREGON AND WASHINGTON

Amendment No. 2 to Order No. G-25 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Fluid milk at wholesale and retail in the state of Oregon and certain portions of the state of Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is hereby ordered*, That Order No. G-25 under § 1499.18 (c) as amended of the General Maximum Price Regulation be amended as set forth below:

(a) Paragraph (a) is hereby amended by striking from said paragraph the heading "County of Klamath in the state of Oregon" and the schedule of prices thereunder and substituting in place and stead thereof the following:

COUNTY OF KLAMATH IN THE STATE OF OREGON

	Wholesale	Retail
Quart container.....	\$0.1175	\$0.135
Pint container.....	.06	.08
Half pint container.....	.04	

This amendment shall become effective upon issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 31st day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14071; Filed, August 28, 1943;
12:01 p. m.]

[Region VIII Order G-32 Under 18 (c)]

FIREWOOD IN EASTERN OREGON

Order No. G-32 under § 1499.18 (c) as amended, of the General Maximum Price Regulation. Adjusted maximum prices for firewood in certain areas in eastern Oregon.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended, of the General Maximum Price Regulation, *It is hereby ordered*:

(a) The maximum prices as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation, or to any Supplementary Regulation thereto, for sales and deliv-

eries of the types of firewood specified below in the areas specified below, are hereby modified so that the maximum prices therefor shall be:

Area	Type of firewood	Maximum prices per cord delivered to premises of buyer
LaGrande.....	4' Cordwood.....	\$11.00
LaGrande.....	Forest wood in 12" or 16" lengths.....	12.00
Milton.....	4' Cordwood.....	11.00
Milton.....	Forest wood in 12" or 16" lengths.....	12.00
Wallowa.....	4' Cordwood.....	9.00
Wallowa.....	Forest wood in 12" or 16" lengths.....	10.00
Enterprise.....	4' Cordwood.....	10.00
Enterprise.....	Forest wood in 12" or 16" lengths.....	11.00

(b) *Definitions.* (1) "LaGrande area" as herein used means the city of LaGrande in Union County, state of Oregon, and that part of Union County within a radius of 5 miles from the city limits of LaGrande.

(2) "Milton area" as used herein means the city of Milton in Umatilla County, state of Oregon, and that part of Umatilla County within a radius of 5 miles from the city limits of Milton.

(3) "Wallowa area" as herein used means the city of Wallowa, in Wallowa County, state of Oregon, and that part of Wallowa County within a radius of 5 miles from the city limits of Wallowa.

(4) "Enterprise area" as herein used means the city of Enterprise in Wallowa County, state of Oregon, and that part of Wallowa County within a radius of 5 miles from the city limits of Enterprise.

(c) No seller shall evade any of the provisions of this Order No. G-32 by changing the customary allowances, discounts or other price differentials unless such change results in a lower price.

(d) This order may be revoked, amended or corrected at any time. This order shall become effective July 29, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14073; Filed, August 28, 1943;
12:05 p. m.]

[Region VIII Order G-33 Under 18 (c)]

FIREWOOD IN WESTERN OREGON

Order No. G-33 under § 1499.18 (c) as amended, of the General Maximum Price Regulation. Adjusted maximum prices for firewood in certain areas in western Oregon.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended, of the General Maximum Price Regulation, *It is hereby ordered*:

(a) The maximum prices as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation, or to any Supplementary Regulation thereto, for the sales and deliveries of the types of firewood specified below in the areas specified below, are hereby modified so that the maximum prices therefor shall be:

Area	Type of firewood	Maximum price per cord delivered to premises of buyer
Forest Grove.....	No. 1 old growth fir in 4' lengths.....	\$9.75
Forest Grove.....	No. 1 old growth fir in 16" or 12" lengths.....	11.00
Forest Grove.....	No. 2 old growth fir or second growth fir in 4' lengths.....	8.75
Forest Grove.....	No. 2 old growth fir or second growth fir in 16" or 12" lengths.....	10.00
Forest Grove.....	Oak, maple, dogwood, ash and alder in 4' lengths.....	12.25
Forest Grove.....	Oak, maple, dogwood, ash and alder in 16" or 12" lengths.....	14.00
Hillsboro.....	No. 1 old growth fir in 4' lengths.....	10.75
Hillsboro.....	No. 1 old growth fir in 16" or 12" lengths.....	12.00
Hillsboro.....	No. 2 old growth fir or second growth fir in 4' lengths.....	9.75
Hillsboro.....	No. 2 old growth fir or second growth fir in 16" or 12" lengths.....	11.00
Hillsboro.....	Oak, maple, dogwood, ash and alder in 4' lengths.....	\$12.75
Hillsboro.....	Oak, maple, dogwood, ash and alder in 16" or 12" lengths.....	14.50
Banks.....	No. 1 old growth fir in 4' lengths.....	8.75
Banks.....	No. 1 old growth fir in 16" or 12" lengths.....	10.00
Banks.....	No. 2 old growth fir or second growth fir in 4' lengths.....	8.25
Banks.....	No. 2 old growth fir or second growth fir in 16" or 12" lengths.....	9.50
Banks.....	Oak, maple, dogwood, ash and alder in 4' lengths.....	11.25
Banks.....	Oak, maple, dogwood, ash and alder in 16" or 12" lengths.....	13.00

(b) *Definitions.* (1) "Forest Grove area" as herein used means the City of Forest Grove in the County of Washington, State of Oregon, and that part of Washington County within a radius of 3 miles from the city limits of Forest Grove.

(2) "Hillsboro area" as herein used means the City of Hillsboro in the County of Washington, State of Oregon, and that part of Washington County within a radius of 3 miles from the city limits of Hillsboro.

(3) "Banks area" as herein used means the City of Banks in the County of Washington, State of Oregon, and that part of Washington County within a radius of 4 miles from the city limits of Banks.

(c) No seller shall evade any of the provisions of this Order No. G-33 by changing the customary allowances, discounts or other price differentials unless such change results in a lower price.

(d) This order may be revoked, amended or corrected at any time.

This order shall become effective July 29, 1943.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 29th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14074; Filed, August 28, 1943;
12:04 p. m.]

[Region VIII Order G-34 Under 18 (c)]

FIREWOOD IN STEVENS CO., WASH.

Order No. G-34 under § 1499.18 (c) as amended of the General Maximum Price Regulation—Certain firewood in Stevens County, Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum prices for certain sales and deliveries of specified kinds of firewood in Stevens County, Washington, as established by Sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or to any supplementary regulation thereto, are hereby adjusted so that the maximum prices therefor shall be the prices set forth in paragraph (b).

(b) The maximum prices for sales of fir, tamarack, and pine forest wood, green or dry, delivered to the premises of the consumer at any point in Stevens County, Washington, shall be:

(1) For wood cut in 4 ft. lengths, \$10.00 per cord.

(2) For wood cut to 16 in. lengths or less, \$12.00 per cord.

(c) If in March, 1942, the seller had an established practice of giving allowances, discounts, or other price differentials to certain classes of purchasers, he must continue such practice, and the maximum prices fixed by this order must be reduced to reflect such allowances, discounts, and other price differentials.

(d) Violations of this order shall subject the violator to all of the criminal and civil penalties provided by the Emergency Price Control Act of 1942, as amended.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective upon its issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7671)

Issued this 30th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14075; Filed, August 28, 1943;
12:02 p. m.]

[Region VIII Order G-35 Under 18 (c)]

FIREWOOD IN CLEARWATER CO., IDAHO

Order No. G-35 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Certain firewood in Clearwater County, Idaho.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum prices for certain sales and deliveries of specified kinds of firewood in Clearwater County, Idaho,

as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or to any supplementary regulation thereto, are hereby adjusted so that the maximum prices therefor shall be the prices set forth in paragraph (b).

(b) The maximum prices for sales of fir, tamarack, and pine forest wood, green or dry, delivered to the premises of the consumer at any point in Clearwater County, Idaho, shall be:

(1) For wood cut in 4 ft. lengths, \$9.00 per cord.

(2) For wood cut in 16 in. lengths or less, \$12.00 per cord.

(c) If in March, 1942, the seller had an established practice of giving allowances, discounts, or other price differentials to certain classes of purchasers, he must continue such practice, and the maximum prices fixed by this order must be reduced to reflect such allowances, discounts, and other price differentials.

(d) Violations of this order shall subject the violator to all of the criminal and civil penalties provided by the Emergency Price Control Act of 1942, as amended.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective upon its issuance.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7671)

Issued this 30th day of July 1943.

L. F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 43-14072; Filed, August 28, 1943;
12:02 p. m.]

RAILROAD RETIREMENT BOARD.

[Docket No. 22]

SOMERS LUMBER CO.

ORDER REOPENING INITIAL DETERMINATION

Somers Lumber Company and the "Somers Lumber Division" of the Glacier Park Hotel Company (now the Glacier Park Company) St. Paul, Minnesota.

Order reopening General Counsel's initial determination on the status of the Somers Lumber Company and the "Somers Lumber Division" of the Glacier Park Hotel Company (now the Glacier Park Company) under the Railroad Unemployment Insurance Act.

Pursuant to §§ 319.42 and 319.45¹ of the regulations under the Railroad Unemployment Insurance Act, the General Counsel of the Railroad Retirement Board orders and directs that:

(1) The General Counsel's determination of August 10, 1943 (Opinion L-43-581), relating to the status as an "employer" under the Railroad Unemployment Insurance Act of the Somers Lumber Company and the "Somers Lumber Division" of the Glacier Park Hotel Company (now the Glacier Park Company), be, and it hereby is, reopened for further consideration and proceedings in

¹ 7 F.R. 4774, June 27, 1942.

accordance with Regulations, Part 319; and that

(2) The record on which the General Counsel made the determination hereby reopened shall constitute the record in the proceedings under Part 319 of the Regulations unless on or before September 16, 1943, a properly interested party expresses an intention to present additional evidence and argument in accordance with §§ 319.42 and 319.45 of the regulations.

Order made this 26th day of August 1943.

JOSEPH H. FREEHILL,
General Counsel.

AUGUST 27, 1943.

[F. R. Doc. 43-14050; Filed, August 28, 1943;
11:35 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 812-178]

SCRIPPS-HOWARD INVESTMENT CO.

NOTICE AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of August, A. D. 1943.

An application having been duly filed by Scripps-Howard Investment Company for an order, pursuant to section 6 (b) and/or section 6 (c) of the Investment Company Act of 1940, exempting the applicant from the provisions of said Act and the Rules and Regulations promulgated by the Commission thereunder; and

It appearing that a stipulation between counsel for the applicant and counsel for the Corporation Finance Division was entered into which modified the application to constitute it a request for partial exemption from said Act, and that the hearing in this matter was conducted on the basis of the application as so modified; and

It appearing further that on the basis of said stipulation counsel for the American Newspaper Guild withdrew their request for permission to file a memorandum or brief in support of the contentions of the American Newspaper Guild with respect to complete exemption of the applicant from the provisions of said Act; and

It appearing further that after the hearing in this matter was closed counsel for the applicant filed a memorandum requesting complete exemption of the applicant from the provisions of said Act subject to certain specified conditions; and

It appearing to the Commission that it is appropriate to permit the applicant to amend its application in accordance with Rule N-2 prescribed by the Commission pursuant to said Act and to reconvene the hearing in this matter;

It is ordered, That the applicant be permitted to file a formal amendment to its application on or before September 15, 1943; and

It is further ordered, That the record in this matter be reopened and that the

hearing ordered by this Commission under section 40 (a) of the Investment Company Act of 1940 be reconvened on September 28, 1943, at 10 A. M. Eastern War Time in Room 318, of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania; and

It is further ordered, That Robert P. Reeder, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing so ordered. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to the applicant, to the American Newspaper Guild, and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14045; Filed, August 28, 1943;
11:03 a. m.]

[File No. 70-763]

NATIONAL POWER AND LIGHT CO. AND
MEMPHIS GENERATING CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of August, A. D. 1943.

National Power & Light Company ("National") and its subsidiary, Memphis Generating Company ("Memphis"), having filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder relating to a proposal by National to sell to Memphis for a cash consideration of \$350,000, 3500 shares of the 50,500 shares of outstanding capital stock of Memphis, having a par value of \$100 per share, all of which are owned by National, and a proposal by Memphis to purchase from National the said 3500 shares, retire them and effect a reduction of its capital in the amount of \$350,000; and

Said joint application and declaration having been filed on the 21st day of July, 1943, and the last amendment thereto having been filed on the 24th day of July, 1943, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act, and the Commission not having received a request for a hearing with respect to said joint application and declaration within the period specified in such notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed sale by National to Memphis of the securities hereinabove described is a step in compliance with the order of

the Commission dated August 23, 1941, issued pursuant to the provisions of section 11 (b) (2) of the Act, directing the dissolution of National, and is not in contravention of the provisions of the Act or any Rules or Regulations promulgated thereunder, that the proposed transactions satisfy the requirements of sections 10 and 12 of the Act and Rules U-42, U-43 and U-44 thereunder, insofar as they are applicable, and that it is appropriate in the public interest and in the interest of investors and consumers that said application be granted and said declaration be permitted to become effective;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said Act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid joint application be granted and the aforesaid declaration be permitted to become effective forthwith.

It is further ordered, That the sale and transfer by National to Memphis of said 3,500 shares of the capital stock of Memphis and the purchase and acquisition thereof by Memphis are necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14046; Filed, August 28, 1943;
11:03 a. m.]

[File No. 70-751]

NORTHERN INDIANA PUBLIC SERVICE CO.
ORDER RELEASING JURISDICTION OVER LEGAL FEES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of August, 1943.

The Commission having by order dated July 26, 1943, granted the application of Northern Indiana Public Service Company, a subsidiary of Clarence A. Southerland and Jay Samuel Hartt, Trustees of Midland Utilities Company, a registered holding company, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) thereof, of the issue and sale, in accordance with Rule U-50 promulgated under the Act, of \$45,000,000 principal amount of First Mortgage Bonds, Series C, due August 1, 1973; and having by said order reserved jurisdiction over the fee of \$15,000 of Chapman and Cutler, Chicago, counsel for the underwriters of the said bonds; and

The Commission having examined the record and testimony with respect to the services performed by Chapman and Cutler, and said firm having notified the Commission that the services have been fully performed with certain minor exceptions; and it appearing to the Commission that the fee of Chapman and Cutler is not unreasonable, and that jurisdiction over such fee should be released;

It is ordered, That jurisdiction over the fee of Chapman and Cutler, in connection with the said application, be and hereby is released.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14047; Filed, August 28, 1943;
11:03 a. m.]

[File Nos. 59-11, 59-17, 54-25]

THE UNITED LIGHT AND POWER CO., ET AL.
ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 27th day of August 1943.

In the matter of the United Light and Power Company, Continental Gas and Electric Corporation Eastern Kansas Utilities, Inc., et al.

The Commission having, by its order of July 16, 1942 entered pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directed, among other things, that Eastern Kansas Utilities, Inc., a subsidiary of Continental Gas & Electric Corporation, a registered holding company, dispose of its ice and cold storage businesses within

Eastern Kansas Utilities, Inc. having filed an application pursuant to section 11 (c) of said Act setting forth that while it expects to be able to sell the properties on an acceptable basis it has not been able to dispose of them within the initial period specified in the order, due to the unsatisfactory physical condition of the ice manufacturing machinery, and requesting an extension of time of one year within which to comply with said provisions of said order; and

The Commission having found, in the light of the particular circumstances, that Eastern Kansas Utilities, Inc. has been unable in the exercise of due diligence to comply with said provisions of said order within the time prescribed therein and that an extension of time is necessary and appropriate in the public interest and for the protection of investors and consumers;

It is ordered, That Eastern Kansas Utilities, Inc., be, and hereby is, granted an additional period of one year from July 16, 1943 within which to comply with the provisions of the order of July 16, 1942 directing disposition by Eastern Kansas Utilities, Inc. of its interest in the ice and cold storage businesses.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14048; Filed, August 28, 1943;
11:03 a. m.]

[File No. 70-756]

CONSOLIDATED ELECTRIC AND GAS CO.
ORDER PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of August, A. D. 1943.

Consolidated Electric and Gas Company, a registered holding company, having filed declarations pursuant to the Public Utility Holding Company Act of 1935, and particularly sections 12 (d) and 12 (c) thereof, regarding the sale of all the common stock of its subsidiary public utility company, Lynchburg Gas Company, and the use of the proceeds of the said sale for the purchase in the open market and the retirement of Consolidated Electric and Gas Company's Collateral Trust Gold Bonds; and

A public hearing having been held after appropriate notice; the Commission having considered the record in this matter, and having made and filed its findings and opinion therein;

It is ordered, That the said declarations be and hereby are permitted to become effective forthwith, subject to the conditions enumerated below:

(1) That at least seven days before purchases are commenced Consolidated shall advise by letter each known holder of its Consolidated Bonds fully with respect to its intention to make such purchases and the method to be employed, the form of such letter to be submitted to the staff of the Public Utilities Division prior to release;

(2) That Consolidated shall not solicit or cause to be solicited from individual bondholders the sale of any bonds to the company;

(3) That no purchases shall be made directly or indirectly from persons or corporations in any way associated or affiliated with Consolidated; and

(4) That Consolidated shall furnish to the Commission, promptly after the last day of each month, a schedule showing for each day covered by such report the number of bonds purchased, the prices at which purchased, and the name of the broker through whom purchased.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-14049; Filed, August 28, 1943;
11:03 a. m.]

[File Nos. 59-13, 70-774]

STANDARD POWER AND LIGHT CORP.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of August 1943.

In the matter of Standard Power and Light Corporation, File No. 59-13; in the matter of Standard Power and Light Corporation, File No. 70-774.

On June 19, 1942, in the matter of Standard Power and Light Corporation, File No. 59-13, the Commission entered an order pursuant to section 11 (b) (2), requiring the liquidation and termination of the existence of Standard Power and Light Corporation and further providing "that before Standard Power and Light Corporation takes any step or action for the divestment of its securities or other assets held by it for the purpose of en-

abling the said Standard Power and Light Corporation to comply with the provisions of section 11 of said Act or with the provisions of this order, such step or action shall be the subject of an application or applications to this Commission for the entry of necessary or appropriate orders."

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Standard Power and Light Corporation, a registered holding company.

Notice is further given that any interested party may, not later than September 16, 1943, at 5:30 P. M., E. W. T., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interests, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration, as filed or as amended, may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Standard Power and Light Corporation proposes to sell in the open market on the New York Stock Exchange, the following portfolio securities:

- \$5,000 principal amount of First Consolidated 4% bonds, due 1952 of Atlantic Coast Line Railroad Company
- \$5,000 principal amount of First Refunding 4% Bonds, due 1949 of Central Pacific Railway Company
- \$5,000 principal amount of General 4% Bonds, due 1958 of Chicago, Burlington and Quincy Railroad Company
- \$5,000 principal amount of Consolidated, 4% Bonds, due 1998 of New York Central Railroad Company
- \$5,000 principal amount of First Consolidated, 5% Bonds, due 1994 of Southern Railway Company
- \$5,000 principal amount of First Refunding 4% Bonds, due 1955, of Southern Pacific Railroad Company
- \$5,000 principal amount of 3% Debentures due 1965, of Texas Corporation

Declarant also proposes to sell either 13 shares of the common stock of Mountain States Power Company or 182 shares of the Class A stock of Southern Colorado Power Company in the open market on the New York Curb Exchange.

Declarant states that it will use the proceeds from the sales of the foregoing securities to purchase obligations of the Government of the United States of America.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-14104; Filed, August 30, 1943;
9:54 a. m.]

[File Nos. 70-753, 70-752]

IDAHO POWER CO. AND ELECTRIC POWER & LIGHT CORP.

NOTICE OF FILING OF AMENDMENT AND ORDER RECONVENING HEARING AND DESIGNATING A NEW TRIAL EXAMINER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of August, A. D. 1943.

In the matters of Idaho Power Company, Electric Power & Light Corporation, File No. 70-753; and Electric Power & Light Corporation, File No. 70-752.

Notice is hereby given that an amendment to a declaration in the File No. 70-752 proceedings herein has been filed with this Commission by Electric Power & Light Corporation ("Electric"), a registered holding company, pursuant to the Public Utility Holding Company Act of 1935. All interested persons are referred to said document which is on file in the office of this Commission, for a statement of the transaction therein proposed, which is summarized as follows:

On June 26, 1943, Electric filed a declaration under which it proposed to sell 450,000 shares of \$20 par value common stock of Idaho Power Company ("Idaho"). On July 29, 1943, the Commission issued its order granting an application by Electric for exemption of said sale from the competitive bidding requirements of Rule U-50 (Holding Company Act Release No. 4458), subject to certain terms and conditions and to certain reservations of jurisdiction including jurisdiction to pass, in case of sale of such shares, upon the price to be received therefor by Electric, the spread between the price to Electric and the offering price to the public, and all other matters relating to the terms and conditions of said sale. Electric proposes in said amendment to accept the offer, received pursuant to negotiations for the sale of said shares, of Blyth & Co., Inc. and Lazard Freres & Co. on behalf of and as representatives of an underwriting group, to purchase said shares, the price at which such shares are to be offered to the public and the spread to the underwriters to be supplied by a further amendment.

It appearing to the Commission that the hearing herein, previously continued, should be reconvened for the purpose of taking additional testimony necessitated by such amendment, and

It appearing that the Trial Examiner heretofore designated to preside at the hearings in these consolidated proceedings will be unable to do so,

It is hereby ordered, That the hearing in the above entitled matter be reconvened on August 30, 1943 at 2:00 P. M., E. W. T., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day, the hearing room clerk, in room 318, will advise as to the room where such hearing will be held. At such hearing cause shall be shown

why such amended declaration shall become effective. Notice is hereby given of said reconvened hearing to Electric Power & Light Corporation and to all interested persons, and additional notice is to be given to Electric Power & Light Corporation by confirmed telegraphic notice, and said notice shall be published in the FEDERAL REGISTER.

It is further ordered, That Robert P. Reeder, or any officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under Section 18 (c) of the Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That, without limiting the scope of issues presented by said amendment otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the price to be received for such shares by Electric, and whether the spread between such price and the offering price to the public, are reasonable.

2. Whether the fees and expenses incurred by Electric in connection with said sale are reasonable under the circumstances.

3. Whether all other matters relating to terms and conditions of said sale are appropriate and in the public interest and in the interest of investors.

4. Whether there has been a maintenance of competitive conditions in connection with such sale.

5. Whether it is necessary or appropriate to impose any terms or conditions in the public interest or for the protection of investors, including any terms and conditions to insure that after said sale Idaho will not be subject to the control or controlling influence of Electric or Electric Bond and Share Company.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14105; Filed, August 30, 1943;
9:54 a. m.]

[File No. 70-777]

NORTHERN NATURAL GAS COMPANY
(DELAWARE)

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 28th day of August 1943.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Northern Natural Gas Company (Delaware), a registered holding company. All interested persons are referred to said document which is on file in the office of this Commission for a statement of the transactions therein proposed which are summarized as follows:

Northern Natural Gas Company proposes to modify and amend the Company's presently outstanding First Mortgage and First Lien Bonds, Series A, 3½%, due 1954 and the indenture securing the same to the extent necessary to accomplish the following purposes:

(1) To extend the maturity date of said bonds from July 1, 1954, to December 31, 1961;

(2) To provide for uniform sinking fund payments of \$1,000,000 per annum commencing with the year 1946, and continuing until December 31, 1961, payable in semi-annual installments of \$500,000 each;

(3) To fix the price at which the extended bonds shall be redeemable (otherwise than for sinking fund) at any time and from time to time prior to maturity at 103 if redeemed on or before December 31, 1951; and at varying decreasing amounts if redeemed thereafter, the redemption price being the principal amount of said bonds if the redemption occurs subsequent to December 31, 1959.

Northern Natural Gas Company requests an exemption from the requirements of Rule U-50 pursuant to the provisions of subparagraph (a) (5) of said Rule.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that said declaration shall not become effective nor said application be granted except pursuant to further order of this Commission:

It is ordered, That a hearing in this proceeding be held at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, at 10:00 a. m., e. w. t., on the 15th day of September, 1943, in such room as may be designated on such day by the hearing room clerk. At such hearing, cause shall be shown why such declaration shall become effective or such application shall be granted.

All persons desiring to be heard or otherwise wishing to participate should notify the Commission in the manner provided in Rule XVII of the Commission's Rules of Practice on or before September 4, 1943.

It is further ordered, That Charles S. Lobingier or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing above ordered. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under Section 18 (c) of the Act and to a Trial Examiner under the Commission's Rules of Practice.

It is further ordered, That the Secretary of this Commission shall serve notice of this order by mailing a copy thereof by registered mail to Northern Natural Gas Company and that notice shall be given to all other persons by publication thereof in the FEDERAL REGISTER.

It is further ordered, That, without limiting the scope of the issues presented by such application or declaration, par-

ticular attention will be directed at the hearing to the following matters and questions:

(1) Whether the proposed transaction complies with the requirements of Section 7 of the Act;

(2) Whether the proposed transaction should be exempt pursuant to the provisions of subparagraph (a) (5) of Rule U-50 from the requirements of subparagraphs (b) and (c) of said Rule;

(3) Generally, whether, in any respect, the proposed transaction is detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the Act or the Rules, Regulations, or Orders promulgated thereunder;

(4) Whether, if the transaction proposed is authorized by the Commission, it is appropriate in the public interest and in the interest of investors and consumers that any terms or conditions be imposed in connection with such authorization, and, if so, what such terms and conditions should be.

By the Commission.

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14106; Filed, August 30, 1943;
9:54 a. m.]

[File No. 70-685]

HOUSTON GULF GAS CO.

ORDER PERMITTING POST-EFFECTIVE AMENDMENT TO DECLARATION AND DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 27th day of August A. D. 1943.

Houston Gulf Gas Company, an indirect subsidiary of United Gas Corporation, a subsidiary of Electric Power & Light Corporation, a registered holding company which in turn is a subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a declaration and amendments thereto pursuant to the Public Utility Holding Company Act of 1935; and

The Commission having on March 15, 1943 issued its notice of said filing (Holding Company Act Release No. 4171) in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act and having summarized therein the transactions proposed in said filing as follows:

"Houston Gulf Gas Company ('Houston Gulf'), an indirect subsidiary of United Gas Corporation, a subsidiary of Electric Power & Light Corporation, which in turn is a subsidiary of Electric Bond and Share Company, both registered holding companies, proposes to issue its promissory note dated on or about April 15, 1943 in the principal amount of \$600,000 bearing interest at the rate of 2% per annum, payable six months from the date thereof to the First National Bank of Boston ('Bank') and to use the cash proceeds therefrom to construct natural gas transmission facilities and make changes in existing equipment, the cost of which is estimated at

\$600,000. This expenditure is alleged to be necessary to enable Houston Gulf to convey to Defense Plant Corporation for a cash purchase price of \$2,625,000 its 14" and 16" natural gas transmission line extending from Refugio, Refugio County, Texas to Pierce Junction, Harris County, Texas, for conversion into an oil pipe line. The proposed sale and conversion are stated to be necessary for the more effective prosecution of the war.

Houston Gulf is presently indebted to Bank in the sum of \$3,000,000 representing the unpaid balance on a 2½% note in the principal amount of \$6,000,000 dated August 29, 1940, maturing August 29, 1945, and payable in semi-annual installments of \$600,000. The note provides that the proceeds of the sale of any of the Houston Gulf's properties, in excess of \$50,000 in any twelve month period, shall be applied toward the payment of the principal amount thereof.

Houston Gulf proposes to use the proceeds of the sale of its natural gas transmission line above described, to which the Bank has agreed, as follows:

To payment of note proposed to be issued as described above.....	\$600,000
For other corporate purposes.....	400,000
To partial prepayment of the unpaid balance on the note held by the Bank as described above.....	1,500,000
Increase in Declarant's cash.....	125,000
Total.....	\$2,625,000

Following the consummation of the previously described transactions, declarant proposes to issue to the Bank a new 2½% note in the principal amount of \$1,500,000 payable in semi-annual installments of \$300,000 and maturing on August 29, 1945. This note together with a like principal amount of cash as indicated above will be used to prepay the unpaid balance on the declarant's note dated August 29, 1940, which will be surrendered and cancelled;

and

The Commission having on April 8, 1943 issued its order herein (Holding Company Act Release No. 4232) pursuant to Rule U-23 and the applicable provisions of the Act in which it stated that the Commission had not received any request for hearing with respect to said declaration within the period prescribed in said Notice or otherwise and had not ordered a hearing thereon and that all applicable statutory requirements were met and in which it therefore ordered that the declaration as amended be permitted to become effective; and

The Declarant having on August 26, 1943 filed a post-effective amendment to the said declaration in which it states that it has been unable to consummate the conveyance of its pipe line to Defense Plant Corporation under the con-

tract dated February 9, 1943 and as a consequence has not yet received the consideration to be paid to it by Defense Plant Corporation and is therefore not in a position to meet the installment of \$600,000 payable to the First National Bank of Boston under the terms of Declarant's note dated August 29, 1940 and that the obligation of the First National Bank of Boston to accept \$1,500,000 in cash and a new note in the principal amount of \$1,500,000 will terminate on August 29, 1943 unless extended, and that Declarant and the First National Bank of Boston have entered into a supplemental agreement extending the time for payment of the above-mentioned installment of \$600,000 from August 29, 1943 to September 28, 1943 and extending for the same period the obligation of the First National Bank of Boston to accept a payment in cash and a new note in full payment of the note of August 29, 1940 and that approval is sought of said extension agreement; and

It appearing to the Commission to be appropriate in the public interest and in the interest of investors and consumers that said amendment and said declaration as so amended be permitted to become effective;

It is ordered, That said amendment and said declaration as so amended be,

and hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-14107; Filed, August 30, 1943; 9:55 a. m.]

WAR PRODUCTION BOARD.

NOTICE TO BUILDERS AND SUPPLIERS OF ISSUANCE OF REVOCATION ORDERS REVOKING AND STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The War Production Board has issued certain Revocation Orders listed in Schedule A below, revoking Preference Rating Orders issued in connection with, and stopping the construction of, the projects affected. For the effect of each such order upon Preference Ratings, construction of the project and delivery of materials therefor, the Builder and Suppliers affected shall refer to the specific order issued to the Builder.

Issued August 27, 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Preference rating order	Serial No.	Name and address of builder	Location of project	Issuance date
P-19-h.....	97225	Peerless Mattress Co., 816 S. Saginaw St., Flint, Michigan.	Flint, Michigan.....	8/19/43
P-19-e.....	39139	Kentucky Dept. of Highways, Frankfort, Kentucky.	On Henderson-Morganfield Road (U. S. 60) from Henderson County line to Morganfield.	8/20/43
P-19-e.....	40403	Kentucky Dept. of Highways, Frankfort, Kentucky.	U. S. Hwy. 60 extending from Union County line to the Junction with U. S. Hwy. 41 near Henderson.	8/20/43
P-19-e.....	94646	Convenience, Incorporated, Greenville, South Carolina.	Greenville, S. C.....	8/19/43
P-19-h.....	95924	Humble Oil & Refining Co., Post Office Box 2180, Houston, Texas.	Baytown, Texas.....	8/26/43

[F. R. Doc. 43-14009; Filed, August 27, 1943; 5:13 p. m.]

[Serial No. 12455-E]

TULLAHAMA-SHELBYVILLE PROJECT, TENNESSEE

CANCELLATION OF REVOCATION ORDER

Builder: Tennessee Department of Highways & Public Works, Nashville, Tennessee.

Project: Between Tullahoma & Shelbyville, S. R. #16, Identified as: AW-FAP 274-B (1).

The revocation of Preference Rating issued on May 1, 1943, Serial No. 12455 is hereby cancelled; the preference ratings previously assigned are hereby restored; and said preference ratings shall have full force and effect.

Issued August 27, 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-14008; Filed, August 27, 1943; 5:13 p. m.]

